

H. Con. Res. 193: Mr. PETRI.
 H. Con. Res. 199: Mr. ADERHOLT.
 H. Res. 187: Mr. TIERNEY.
 H. Res. 254: Mr. LAHOOD, Mrs. LOWEY, and Mr. PHELPS.
 H. Res. 320: Mr. SHIMKUS, Mr. PHELPS, Mr. WELLER, Mr. HYDE, Mr. GUTIERREZ, Mrs. BIGGERT, and Mr. BLAGOJEVICH.
 H. Res. 325: Mr. REYES and Mr. RUSH.
 H. Res. 347: Ms. DELAURO, Mr. HOLDEN, Mrs. MCCARTHY of New York, Mrs. MORELLA, Mr. FRANK of Massachusetts, Mr. UNDERWOOD, Mr. THOMPSON of California, Mr. TIERNEY, and Mr. KLING.

¶124.54 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 2915: Mr. LARGENT.
 H. Res. 298: Mr. MANZULLO.

MONDAY, NOVEMBER 3, 1999 (125)

¶125.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. LATOURETTE, who laid before the House the following communication:

WASHINGTON, DC,
 November 3, 1999.

I hereby appoint the Honorable STEVEN C. LATOURETTE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶125.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LATOURETTE, announced he had examined and approved the Journal of the proceedings of Tuesday, November 2, 1999.

Mr. McNULTY, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the yeas had it.

Mr. McNULTY objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to clause 8, rule XX, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶125.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XIV, were referred as follows:

5133. A letter from the Director, the Office of Management and Budget, transmitting a cumulative report on rescissions and deferrals of budget authority, pursuant to 2 U.S.C. 686(a); (H. Doc. No. 106-153); to the Committee on Appropriations and ordered to be printed.

5134. A letter from the Assistant General Counsel for Regulatory Law, Albuquerque Operations Office, Department of Energy, transmitting the Department's final rule—Nuclear Explosive and Weapons Surety Program [AL 452.1A] received August 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

5135. A letter from the Assistant General Counsel for Regulatory Law, Albuquerque Operations Office, Department of Energy, transmitting the Department's final rule—Safety of Nuclear Explosive Operations [AL 452.2A] received October 4, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

5136. A letter from the Director, Executive Office of the President, Office of Management and Budget, transmitting a report on direct spending or receipts legislation within seven days of enactment; to the Committee on the Budget.

5137. A letter from the Secretary of Education, transmitting Federal Family Education Loan Program and William D. Ford Federal District Loan Program; to the Committee on Education and the Workforce.

5138. A letter from the Secretary of Education, transmitting the Institutional Eligibility Under the Higher Education Act of 1965, as Amended and Student Assistance General Provisions; to the Committee on Education and the Workforce.

5139. A letter from the Chairman, Nuclear Regulatory Commission, transmitting a report on the nondisclosure of safeguards information for the quarter ending September 30, 1999, pursuant to 42 U.S.C. 2167(e); to the Committee on Commerce.

5140. A letter from the Secretary of Health and Human Services, transmitting the 1999 Biennial Report on the Scientific and Clinical Status of Organ Transplantation; to the Committee on Commerce.

5141. A letter from the Director, Defense Security Cooperation Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to the Netherlands for defense articles and services (Transmittal No. 00-20), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

5142. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Manufacturing License Agreement with United Kingdom [Transmittal No. DTC 123-99], pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5143. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Italy [Transmittal No. DTC 120-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5144. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the Netherlands [Transmittal No. DTC 122-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5145. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan [Transmittal No. DTC 112-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5146. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan [Transmittal No. DTC 129-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5147. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a

contract to Luxembourg, France [Transmittal No. DTC 127-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5148. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan [Transmittal No. DTC 114-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5149. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Federation of Bosnia and Herzegovina [Transmittal No. DTC 100-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5150. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the United Kingdom [Transmittal No. DTC 92-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5151. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Manufacturing License Agreement with Greece [Transmittal No. DTC 34-99], pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5152. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan [Transmittal No. DTC 87-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5153. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Technical Assistance agreement with Brazil [Transmittal No. DTC 25-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5154. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Turkey [Transmittal No. DTC 8-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5155. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Luxembourg [Transmittal No. DTC 128-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5156. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan [Transmittal No. DTC 130-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5157. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Technical Assistance agreement with Greece [Transmittal No. DTC 118-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5158. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the Republic of Korea [Trans-

mittal No. DTC 102-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5159. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the United Arab Emirates [Transmittal No. DTC 111-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5160. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Manufacturing License Agreement with South Africa and Canada [Transmittal No. DTC 113-99], pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5161. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Manufacturing License Agreement with Turkey [Transmittal No. DTC 137-99], pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5162. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Canada [Transmittal No. DTC 145-99], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

5163. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Manufacturing License Agreement with the United Kingdom [Transmittal No. DTC 117-99], pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5164. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Manufacturing License Agreement with the Netherlands [Transmittal No. DTC 105-99], pursuant to 22 U.S.C. 2776(d); to the Committee on International Relations.

5165. A letter from the the Secretary of Housing and Urban Development, transmitting the A-76/Fair Act Inventory; to the Committee on Government Reform.

5166. A letter from the General Counsel, Office of Management and Budget, Executive Office of the President, transmitting reports on vacancies in Senate confirmed positions; to the Committee on Government Reform.

5167. A letter from the Executive Office of the President, United States Trade Representative, transmitting the inventory of commercial activities; to the Committee on Government Reform.

5168. A letter from the Independent Counsel, transmitting the Consolidated Annual Report on Audit and Investigative Activities and Management Control Systems, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

5169. A letter from the Office of the Independent Counsel, transmitting the report from the Independent Counsel Ralph I. Lancaster, Jr., pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

5170. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Processors Using Trawl Gear in the Bering Sea and Aleutian Islands [Docket No. 990304063-9063-01; I.D. 092499L] received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5171. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—

Fisheries of the Exclusive Economic Zone Off Alaska; Greenland Turbot in the Bering Sea Subarea of the Bering Sea and Aleutian Islands [Docket No. 990304063-9063-01; I.D. 091399A] received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5172. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Summer Flounder Fishery; Commercial Quota Harvested for New York [Docket No. 981014259-8312-02; I.D. 101999A] received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5173. A letter from the Acting Assistant Secretary of Commerce and Acting Commissioner of Patents and Trademarks, Department of Commerce, transmitting the Department's final rule—Changes to Permit Payment of Patent and Trademark Office Fees by Credit Card [Docket No. 991008272-9272-01] (RIN: 0651-AB07) received October 29, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5174. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; El Paso, TX [Air-space Docket No. 99-ASW-26] received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5175. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Examination of returns and claims for refund, credit or abatement; determination of correct tax liability [Rev. Proc. 99-41] received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶125.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. McDevitt, one of its clerks, announced that the Senate has passed bills and concurrent resolutions of the following titles in which concurrence of the House is requested:

S. 440. An Act to provide support for certain institutes and schools.

S. 1843. An Act to designate certain Federal land in the Talladega National Forest, Alabama, as the "Dugger Mountain Wilderness".

S. 1844. An Act to amend part D of title IV of the Social Security Act to provide for an alternative penalty procedure with respect to compliance with requirements for a State disbursement unit.

S. Con. Res. 66. Concurrent resolution to authorize the printing of "Capitol Builder: The Shorthand Journals of Captain Montgomery C. Meigs, 1853-1861".

S. Con. Res. 67. Concurrent resolution to authorize the printing of "The United States Capitol: A Chronicle of Construction, Design, and Politics".

¶125.5 UNFINISHED BUSINESS—APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Tuesday, November 2, 1999.

The question being put, viva voce,
Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the yeas had it.

Mr. McNULTY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared	{	Yeas	336
		Nays	59
		Answered present	2

¶125.6

[Roll No. 557]

YEAS—336

Abercrombie	Diaz-Balart	Kilpatrick
Ackerman	Dicks	Kind (WI)
Allen	Dingell	King (NY)
Andrews	Dixon	Kingston
Archer	Doggett	Klecza
Armey	Dooley	Knollenberg
Bachus	Doolittle	Kuykendall
Baker	Doyle	LaFalce
Baldacci	Dreier	LaHood
Baldwin	Duncan	Lampson
Ballenger	Dunn	Lantos
Barcia	Edwards	Largent
Barr	Ehlers	Larson
Barrett (NE)	Ehrlich	Latham
Barrett (WI)	Emerson	LaTourette
Bartlett	Eshoo	Lazio
Barton	Etheridge	Leach
Bass	Evans	Lee
Bateman	Ewing	Levin
Becerra	Farr	Lewis (CA)
Bentsen	Fattah	Lewis (KY)
Bereuter	Fletcher	Linder
Berkley	Foley	Lofgren
Biggert	Forbes	Lowey
Bilirakis	Ford	Lucas (KY)
Bishop	Fossella	Lucas (OK)
Blagojevich	Fowler	Luther
Bliley	Frank (MA)	Maloney (CT)
Blumenauer	Franks (NJ)	Maloney (NY)
Blunt	Frelinghuysen	Manzullo
Boehlert	Frost	Martinez
Boehner	Gallegly	Mascara
Bonilla	Ganske	Matsui
Bono	Gejdenson	McCarthy (MO)
Boswell	Gekas	McCarthy (NY)
Boucher	Gephardt	McCollum
Boyd	Gilchrest	McGovern
Brady (TX)	Gillmor	McHugh
Brown (FL)	Gilman	McInnis
Brown (OH)	Goode	McIntosh
Bryant	Goodlatte	McIntyre
Burr	Goodling	McKeon
Buyer	Goss	McKinney
Calvert	Graham	Meehan
Camp	Granger	Meeks (NY)
Campbell	Green (TX)	Menendez
Canady	Green (WI)	Metcalf
Cannon	Greenwood	Mica
Capps	Hall (OH)	Millender-
Capuano	Hall (TX)	McDonald
Cardin	Hansen	Miller (FL)
Castle	Hastings (WA)	Miller, Gary
Chabot	Hayes	Minge
Chambliss	Hayworth	Mink
Chenoweth-Hage	Herger	Moakley
Clayton	Hill (IN)	Moran (KS)
Clement	Hobson	Morella
Coble	Hoeffel	Murtha
Collins	Hoekstra	Myrick
Combest	Holden	Nadler
Condit	Holt	Napolitano
Conyers	Horn	Neal
Cook	Hostettler	Nethercutt
Cooksey	Houghton	Ney
Cox	Hoyer	Northup
Coyne	Hyde	Norwood
Cramer	Inslee	Nussle
Crowley	Istook	Obey
Cubin	Jackson (IL)	Oliver
Cummings	Jefferson	Ose
Cunningham	Jenkins	Owens
Danner	John	Oxley
Davis (FL)	Johnson (CT)	Packard
Davis (IL)	Johnson, E. B.	Pascarell
Davis (VA)	Johnson, Sam	Paul
Deal	Jones (NC)	Payne
DeGette	Jones (OH)	Pease
Delahunt	Kanjorski	Pelosi
DeLauro	Kaptur	Peterson (PA)
DeLay	Kelly	Petri
DeMint	Kennedy	Phelps
Deutsch	Kildee	Pickering

Pitts	Serrano	Terry
Pombo	Sessions	Thomas
Pomeroy	Shadegg	Thune
Porter	Shaw	Thurman
Portman	Shays	Tiahrt
Price (NC)	Sherman	Tierney
Pryce (OH)	Sherwood	Toomey
Quinn	Shimkus	Towns
Radanovich	Shuster	Trafigant
Rangel	Simpson	Turner
Regula	Sisisky	Upton
Rivers	Skeen	Velazquez
Roemer	Smith (MI)	Vento
Rogers	Smith (NJ)	Vitter
Rohrabacher	Smith (TX)	Walden
Ros-Lehtinen	Smith (WA)	Walsh
Rothman	Snyder	Watkins
Roukema	Souder	Watt (NC)
Roybal-Allard	Spence	Waxman
Royce	Spratt	Weiner
Rush	Stabenow	Weldon (FL)
Ryan (WI)	Stearns	Wexler
Ryun (KS)	Stenholm	Weygand
Salmon	Stump	Whitfield
Sanchez	Sununu	Wilson
Sanders	Sweeney	Wolf
Sandlin	Talent	Woolsey
Sanford	Tanner	Wynn
Saxton	Tauscher	Young (FL)
Schakowsky	Tauzin	
Sensenbrenner	Taylor (NC)	

NAYS—59

Aderholt	Hilliard	Riley
Baird	Hinche	Rogan
Berry	Hooley	Sabo
Bilbray	Hutchinson	Schaffer
Borski	Klink	Scott
Clay	Kucinich	Stark
Clyburn	Lewis (GA)	Strickland
Coburn	Lipinski	Stupak
Costello	LoBiondo	Taylor (MS)
DeFazio	Markey	Thompson (CA)
Dickey	McDermott	Thompson (MS)
English	McNulty	Udall (CO)
Everett	Miller, George	Udall (NM)
Filner	Moore	Visclosky
Gibbons	Oberstar	Wamp
Gutierrez	Pallone	Waters
Hastings (FL)	Pastor	Weller
Hefley	Peterson (MN)	Wicker
Hill (MT)	Pickett	Wu
Hilleary	Ramstad	

ANSWERED “PRESENT”—2

Carson	Tancredo
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NOT VOTING—36

Berman	Isakson	Rodriguez
Bonior	Jackson-Lee	Sawyer
Brady (PA)	(TX)	Scarborough
Burton	Kasich	Shows
Callahan	Kolbe	Skelton
Crane	McCrery	Slaughter
Engel	Meek (FL)	Thornberry
Gonzalez	Mollohan	Watts (OK)
Gordon	Moran (VA)	Weldon (PA)
Gutknecht	Ortiz	Wise
Hinojosa	Rahall	Young (AK)
Hulshof	Reyes	
Hunter	Reynolds	

So the journal was approved.

¶125.7 MOTION TO INSTRUCT
CONFEREES—H.R. 2990

Mr. DINGELL submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the Senate amendment to the bill (H.R. 2990) to amend the Internal Revenue Code of 1986 to allow individuals greater access to health insurance through a health care tax deduction, a long-term care deduction, and other health-related tax incentives, to amend the Employee Retirement Income Security Act of 1974 to provide access to and choice in health care through association health plans, to amend the Public Health Service Act to create new pooling opportunities for small employers to obtain greater access to health cov-

erage through HealthMarts, and for other purposes, and for consideration of the bill (H.R. 2723) to amend title I of the Employee Retirement Income Security Act of 1974, title XXVII of the Public Health Service Act, and the Internal Revenue Code of 1986 to protect consumers in managed care plans and other health coverage, to insist on the provisions of the Bipartisan Consensus Managed Care Improvement Act of 1999 (Division B of H.R. 2990 as passed by the House), and within the scope of conference to insist that such provisions be paid for.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. KOLBE, announced that the yeas had it.

Mr. SHADEGG objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 257
Nays 167

¶125.8 [Roll No. 558]
YEAS—257

Abercrombie	Davis (VA)	Hoyer
Ackerman	DeFazio	Hunter
Allen	DeGette	Hyde
Andrews	Delahunt	Inslee
Bachus	DeLauro	Jackson (IL)
Baird	Deutsch	Jefferson
Baldacci	Diaz-Balart	Jenkins
Baldwin	Dicks	John
Barcia	Dingell	Johnson (CT)
Barr	Dixon	Johnson, E. B.
Barrett (WI)	Doggett	Jones (NC)
Becerra	Dooley	Jones (OH)
Bentsen	Doyle	Kanjorski
Berkley	Duncan	Kaptur
Berry	Edwards	Kennedy
Bilbray	Emerson	Kildee
Bishop	Engel	Kilpatrick
Blagojevich	Eshoo	Kind (WI)
Blumenauer	Etheridge	King (NY)
Boehlert	Evans	Kleczka
Bonior	Farr	Klink
Bono	Fattah	Kucinich
Borski	Filner	LaFalce
Boswell	Foley	Lampson
Boucher	Forbes	Lantos
Boyd	Ford	Larson
Brady (PA)	Frank (MA)	LaTourette
Brady (TX)	Franks (NJ)	Leach
Brown (FL)	Frelinghuysen	Lee
Brown (OH)	Frost	Levin
Capps	Ganske	Lewis (GA)
Capuano	Gejdenson	Lipinski
Cardin	Gephardt	LoBiondo
Carson	Gibbons	Lofgren
Castle	Gilchrest	Lowey
Chambliss	Gilman	Lucas (KY)
Clay	Gonzalez	Luther
Clayton	Gordon	Maloney (CT)
Clement	Graham	Maloney (NY)
Clyburn	Green (TX)	Markey
Coble	Gutierrez	Martinez
Condit	Hall (OH)	Mascara
Conyers	Hall (TX)	Matsui
Cook	Hastings (FL)	McCarthy (MO)
Cooksey	Hill (IN)	McCarthy (NY)
Costello	Hilliard	McCollum
Coyne	Hinche	McDermott
Cramer	Hinojosa	McGovern
Crowley	Hoeffel	McHugh
Cummings	Holden	McIntyre
Danner	Holt	McKinney
Davis (FL)	Hooley	McNulty
Davis (IL)	Horn	Meehan

Meek (FL)	Rahall	Strickland
Meeks (NY)	Rangel	Stupak
Menendez	Reyes	Tanner
Millender-McDonald	Reynolds	Tauscher
Miller, George	Rivers	Taylor (MS)
Minge	Rodriguez	Thompson (CA)
Roemer	Roukema	Thompson (MS)
Mink	Ros-Lehtinen	Thurman
Moakley	Rothman	Tierney
Mollohan	Roukema	Towns
Moore	Roybal-Allard	Trafigant
Moran (VA)	Sabo	Turner
Morella	Sanchez	Udall (CO)
Nadler	Sanders	Udall (NM)
Napolitano	Sandlin	Velazquez
Neal	Saxton	Vento
Norwood	Schakowsky	Visclosky
Oberstar	Scott	Walsh
Obey	Serrano	Waters
Olver	Shaw	Watt (NC)
Ortiz	Shays	Waxman
Owens	Sherman	Weiner
Pallone	Shows	Weldon (FL)
Pascarell	Sisisky	Weller
Pastor	Skelton	Wexler
Payne	Slaughter	Weygand
Pelosi	Smith (NJ)	Wise
Phelps	Smith (WA)	Wolf
Pickett	Snyder	Woolsey
Pomeroy	Spratt	Wu
Porter	Stabenow	Wynn
Price (NC)	Stark	Young (AK)
Quinn	Stenholm	Young (FL)

NAYS—167

Aderholt	Goss	Peterson (PA)
Archer	Granger	Petri
Armey	Green (WI)	Pickering
Baker	Greenwood	Pitts
Ballenger	Gutknecht	Pombo
Barrett (NE)	Hansen	Portman
Bartlett	Hastings (WA)	Pryce (OH)
Barton	Hayes	Radanovich
Bass	Hayworth	Ramstad
Bateman	Hefley	Regula
Biggart	Herger	Riley
Bilirakis	Hill (MT)	Rogan
Bliley	Hilleary	Rogers
Blunt	Hobson	Rohrabacher
Boehner	Hoekstra	Royce
Bonilla	Hostettler	Ryan (WI)
Bryant	Houghton	Ryun (KS)
Burr	Hutchinson	Salmon
Burton	Isakson	Sanford
Buyer	Istook	Schaffer
Callahan	Johnson, Sam	Sensenbrenner
Calvert	Kasich	Sessions
Camp	Kelly	Shadegg
Campbell	Kingston	Sherwood
Canady	Knollenberg	Shimkus
Cannon	Kolbe	Shuster
Chabot	Kuykendall	Simpson
Chenoweth-Hage	LaHood	Skeen
Coburn	Largent	Smith (MI)
Collins	Latham	Smith (TX)
Combest	Lazio	Souder
Cox	Lewis (CA)	Spence
Crane	Lewis (KY)	Stearns
Cubin	Linder	Stump
Cunningham	Lucas (OK)	Sununu
Deal	Manzullo	Sweeney
DeLay	McCrery	Talent
DeMint	McInnis	Tancredo
Dickey	McIntosh	Tauzin
Doolittle	McKeon	Taylor (NC)
Dreier	Metcalf	Terry
Dunn	Mica	Thomas
Ehlers	Miller (FL)	Thornberry
Ehrlich	Miller, Gary	Thune
English	Moran (KS)	Tiahrt
Everett	Myrick	Toomey
Ewing	Nethercutt	Upton
Fletcher	Ney	Vitter
Fossella	Northup	Walden
Fowler	Nussle	Wamp
Gallegly	Ose	Watkins
Gekas	Oxley	Watts (OK)
Gillmor	Packard	Whitfield
Goode	Paul	Wicker
Goodlatte	Pease	Wilson
Goodling	Peterson (MN)	

NOT VOTING—9

Bereuter	Jackson-Lee	Sawyer
Berman	(TX)	Scarborough
Hulshof	Murtha	Weldon (PA)
	Rush	

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶125.9 NOTICE REQUIREMENT—QUESTION OF PRIVILEGES OF THE HOUSE

Mr. DOYLE, pursuant to clause 2(a)(1) of rule IX, announced his intention to call up the following resolution, as a question of the privileges of the House:

Calling on the President to abstain from renegotiating international agreements governing antidumping and countervailing measures.

Whereas under Art. I, Section 8 of the Constitution, the Congress has power and responsibility with regard to foreign commerce and the conduct of international trade negotiations;

Whereas the House of Representatives is deeply concerned that, in connection with the World Trade Organization ("WTO") Ministerial meeting to be held in Seattle, Washington, and the multilateral trade negotiations expected to follow, a few countries are seeking to circumvent the agreed list of negotiations topics and reopen debate over the WTO's antidumping and antisubsidy rules;

Whereas the Congress has not approved new negotiations on antidumping or antisubsidy rules and has clearly, but so far informally, signaled its opposition to such negotiations;

Whereas strong antidumping and antisubsidy rules are a cornerstone of the liberal trade policy of the United States and are essential to the health of the manufacturing and farm sectors in the United States;

Whereas it has long been and remains the policy of the United States to support its antidumping and antisubsidy laws and to defend those laws in international negotiations;

Whereas an important part of Congress' participation in the formulation of trade policy is the enactment of official negotiating objectives against which completed agreements can be measured when presented for ratification;

Whereas the current absence of official negotiating objectives on the statute books must not be allowed to undermine the Congress' constitutional role in charting the direction of United States trade policy;

Whereas, under present circumstances, launching a negotiation that includes antidumping and antisubsidy issues would effect the rights of the House and the integrity of its proceedings;

Whereas the WTO antidumping and antisubsidy rules concluded in the Uruguay Round has scarcely been tested since they entered into effect and certainly have not proved defective;

Whereas opening these rules to renegotiation could only lead to weakening them, which would in turn lead to even greater abuse of the world's open markets, particularly that of the United States;

Whereas conversely, avoiding another divisive fight over these rules is the best way to promote progress on the other, far more important, issues facing WTO members; and

Whereas it is therefore essential that negotiations on these antidumping and antisubsidy matters not be reopened under the auspices of the WTO or otherwise: Now, therefore, be it

Resolved, That the House of Representatives calls upon the President—

(1) not to participate in any international negotiations in which antidumping or antisubsidy rules are part of the negotiating agenda;

(2) to refrain from submitting for congressional approval agreements that require changes to the current antidumping and countervailing duty laws and enforcement policies of the United States; and

(3) to enforce the antidumping and countervailing duty laws vigorously in all pending and future cases.

The SPEAKER pro tempore, Mr. KOLBE, responded to the foregoing notice, and said:

"Under rule IX, a resolution offered from the floor by a Member other than the majority leader or the minority leader as a question of the privileges of the House has immediate precedence only at a time or place designated by the Chair within two legislative days after the resolution is properly noticed.

"Pending that designation, the form of the resolution noticed by the gentleman from Pennsylvania [Mr. DOYLE] will appear in the Record at this point.

"The Chair will not at this point determine whether the resolution constitutes a question of privilege. That determination will be made at the time designated for consideration of the resolution."

¶125.10 NOTICE REQUIREMENT—QUESTION OF PRIVILEGES OF THE HOUSE

Mr. KLINK, pursuant to clause 2(a)(1) of rule IX, announced his intention to call up the following resolution, as a question of the privileges of the House:

Calling on the President to abstain from renegotiating international agreements governing antidumping and countervailing measures.

Whereas under Art. I, Section 8 of the Constitution, the Congress has power and responsibility with regard to foreign commerce and the conduct of international trade negotiations;

Whereas the House of Representatives is deeply concerned that, in connection with the World Trade Organization ("WTO") Ministerial meeting to be held in Seattle, Washington, and the multilateral trade negotiations expected to follow, a few countries are seeking to circumvent the agreed list of negotiation topics and reopen debate over the WTO's antidumping and antisubsidy rules;

Whereas the Congress has not approved new negotiations on antidumping or antisubsidy rules and has clearly, but so far informally, signaled its opposition to such negotiations;

Whereas strong antidumping and antisubsidy rules are a cornerstone of the liberal trade policy of the United States and are essential to the health of the manufacturing and farm sectors in the United States;

Whereas it has long been and remains the policy of the United States to support its antidumping and antisubsidy laws and to defend those laws in international negotiations;

Whereas the current absence of official negotiating objectives on the statute books must not be allowed to undermine the Congress' constitutional role in charting the direction of United States trade policy;

Whereas the WTO antidumping and antisubsidy rules concluded in the Uruguay Round have scarcely been tested since they entered into effect and certainly have not proved defective;

Whereas opening these rules to renegotiation could only lead to weakening them,

which would in turn lead to even greater abuse of the world's open markets, particularly that of the United States;

Whereas conversely, avoiding another divisive fight over these rules is the best way to promote progress on the other, far more important, issues facing WTO members; and

Whereas it is therefore essential that negotiations on these antidumping and antisubsidy matters not be reopened under the auspices of the WTO or otherwise: Now, therefore, be it

Resolved, That the House off Representatives calls upon the President—

(1) not to participate in any international negotiation in which antidumping or antisubsidy rules are part of the negotiating agenda;

(2) to refrain from submitting for congressional approval agreements that require changes to the current antidumping and countervailing duty laws and enforcement policies of the United States; and

(3) to enforce the antidumping and countervailing duty laws vigorously in all pending and future cases.

The SPEAKER pro tempore, Mr. KOLBE, responded to the foregoing notice, and said:

"Under rule IX, a resolution offered from the floor by a Member other than the majority leader or the minority leader as a question of the privileges of the House has immediate precedence only at a time or place designated by the Chair within two legislative days after the resolution is properly noticed.

"Pending that designation, the form of the resolution noticed by the gentleman from Pennsylvania [Mr. KLINK] will appear in the Record at this point.

"The Chair will not at this point determine whether the resolution constitutes a question of privilege. That determination will be made at the time designated for consideration of the resolution."

¶125.11 PROVIDING FOR THE CONSIDERATION OF H.R. 2389

Ms. PRYCE of Ohio, by direction of the Committee on Rules, called up the following resolution (H. Res. 352):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2389) to restore stability and predictability to the annual payments made to States and counties containing National Forest System lands and public domain lands managed by the Bureau of Land Management for use by the counties for the benefit of public schools, roads, and other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment recommended by the Committee on Agriculture now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute printed in the Congressional Record and numbered 1 pursuant to clause 8 of rule XVIII, modified by the amendments printed in the report of the Committee on Rules accompanying this res-

olution. That amendment in the nature of a substitute shall be considered as read. All points of order against that amendment in the nature of a substitute are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. The Chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Ms. PRYCE of Ohio, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶125.12 APPOINTMENT OF CONFEREES— H.R. 2990

The SPEAKER appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2990) to amend the Internal Revenue Code of 1986 to allow individuals greater access to health insurance through a health care tax deduction, a long-term care deduction, and other health-related tax incentives, to amend the Employee Retirement Income Security Act of 1974 to provide access to and choice in health care through association health plans, to amend the Public Health Service Act to create new pooling opportunities for small employers to obtain greater access to health coverage through HealthMarts, and for other purposes:

From the Committee on Commerce, for consideration of the House bill, and the Senate amendment, and modifications committed to conference:

Messrs. BLILEY, BILIRAKIS, SHADEGG, DINGELL, and PALLONE.

From the Committee on Ways and Means, for consideration of the House bill, and the Senate amendment, and modifications committed to conference:

Mr. ARCHER and Mr. THOMAS, Mrs. JOHNSON of Connecticut, Mr. RANGEL and Mr. STARK, provided that Mr. McCRERY is appointed in lieu of Mrs. JOHNSON of Connecticut for consideration of title XIV of the House bill and sections 102, 111(b) and 304 and title II of the Senate amendment.

From the Committee on Education and the Workforce for consideration of the House bill, and the Senate amendment, and modifications committed to conference:

Messrs. BOEHNER, TALENT, FLETCHER, CLAY, and ANDREWS.

As additional conferees from the Committee on Government Reform, for consideration of section 503 of the Senate amendment, and modifications committed to conference:

Messrs. BURTON of Indiana, SCARBOROUGH, and WAXMAN.

As additional conferees for consideration of the House bill, and the Senate amendment, and modifications committed to conference:

Mr. GOSS and Mr. BERRY.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶125.13 COUNTY SCHOOLS FUNDING REVITALIZATION

The SPEAKER pro tempore, Ms. PRYCE of Ohio, pursuant to House Resolution 352 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2389) to restore stability and predictability to the annual payments made to States and counties containing National Forest System lands and public domain lands managed by the Bureau of Land Management for use by the counties for the benefit of public schools, roads, and other purposes.

The SPEAKER pro tempore, Ms. PRYCE of Ohio, by unanimous consent, designated Mr. KOLBE as Chairman of the Committee of the Whole; and after some time spent therein,

¶125.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. UDALL of Colorado:

Page 12, strike line 11 and all that follows through line 9 on page 13, and insert the following:

(d) ELECTION TO RESERVE PORTION OF PAYMENT FOR TITLE II PROJECTS.—Each eligible county that receives a distribution under subsection (c) for a fiscal year may elect to reserve up to 20 percent of the funds for expenditure in accordance with title II.

Page 14, strike lines 13 through 22, and insert the following:

ELECTION TO RESERVE PORTION OF PAYMENT FOR TITLE II PROJECTS.—Each eligible county to which a payment is made under subsection (a) for a fiscal year may elect to reserve up to 20 percent of the payment for expenditure in accordance with title II.

Page 15, strike lines 9 through 19, and insert the following:

(B) elects under section 102(d) or 103(d) to expend a portion of those funds in the manner provided in this title.

(2) PROJECT FUNDS.—The term “project funds” means all funds reserved by an eligi-

ble county under section 102(d) or 103(d) for expenditure in accordance with this title.

Page 33, lines 18 and 19, strike “the funds reserved by the county under section 102(d)(1)(A) or 103(d)(1)” and insert “25-percent payments or 50-percent payments”.

Page 34, lines 8 and 9, strike “the funds reserved by the county under section 102(d)(1)(A) or 103(d)(1)” and insert “25-percent payments or 50-percent payments”.

Page 35, line 24, strike “section 102(d)(1)(B)” and insert “section 102(d)”.

Page 36, line 6, strike “section 103(d)(2) and insert “section 103(d)”.

It was decided in the { Yeas 186
negative } Nays 241

¶125.15

[Roll No. 559]

AYES—186

Abercrombie	Hinchey	Neal
Ackerman	Hinojosa	Obey
Allen	Hoeffel	Oliver
Andrews	Holden	Owens
Baird	Holt	Pallone
Baldacci	Horn	Pascarell
Baldwin	Hutchinson	Pastor
Barcia	Inslee	Paul
Barrett (WI)	Jackson (IL)	Payne
Becerra	Jackson-Lee	Pelosi
Berkley	(TX)	Porter
Berman	Jefferson	Price (NC)
Berry	Johnson (CT)	Rahall
Blagojevich	Johnson, E. B.	Ramstad
Blumenauer	Jones (OH)	Rangel
Bonior	Kanjorski	Rivers
Borski	Kaptur	Rodriguez
Boucher	Kasich	Roemer
Brady (PA)	Kelly	Rohrabacher
Brown (OH)	Kennedy	Rothman
Campbell	Kildee	Roybal-Allard
Capps	Kind (WI)	Royce
Capuano	Kleczka	Rush
Cardin	Kucinich	Sabo
Carson	LaFalce	Sanchez
Castle	Lantos	Sanders
Clay	Larson	Sawyer
Clyburn	Lazio	Schakowsky
Condit	Leach	Scott
Conyers	Lee	Serrano
Costello	Levin	Shays
Coyne	Lewis (GA)	Sherman
Crowley	LoBiondo	Slaughter
Cummings	Lowe	Smith (NJ)
Davis (IL)	Luther	Smith (WA)
DeGette	Maloney (CT)	Snyder
Delahunt	Markey	Spratt
DeLauro	Martinez	Stabenow
Deutsch	Matsui	Stark
Dickey	McCarthy (MO)	Stearns
Dicks	McCarthy (NY)	Strickland
Dixon	McDermott	Stupak
Doggett	McGovern	Sweeney
Dooley	McHugh	Thompson (CA)
Doyle	McInnis	Thompson (MS)
Ehlers	McKinney	Tierney
Engel	McNulty	Towns
Eshoo	Meehan	Udall (CO)
Evans	Meek (FL)	Udall (NM)
Farr	Meeks (NY)	Velazquez
Fattah	Menendez	Vento
Filner	Millender	Visclosky
Forbes	McDonald	Walsh
Frank (MA)	Miller, George	Waters
Ganske	Minge	Watt (NC)
Gejdenson	Mink	Waxman
Gephardt	Moakley	Weiner
Gilman	Mollohan	Wexler
Gutierrez	Moore	Weygand
Hall (OH)	Moran (VA)	Wise
Hastings (FL)	Morella	Woolsey
Hill (IN)	Nadler	Wu
Hilliard	Napolitano	

NOES—241

Aderholt	Biggart	Brown (FL)
Archer	Bilbray	Bryant
Armey	Bilirakis	Burr
Bachus	Bishop	Burton
Baker	Bliley	Buyer
Ballenger	Blunt	Callahan
Barr	Boehlert	Calvert
Barrett (NE)	Boehner	Camp
Bartlett	Bonilla	Canady
Barton	Bono	Cannon
Bass	Boswell	Chabot
Bateman	Boyd	Chambliss
Bentsen	Brady (TX)	Chenoweth-Hage

Clayton	Hoekstra	Quinn
Clement	Hooley	Radanovich
Coble	Hostettler	Regula
Coburn	Houghton	Reyes
Collins	Hoyer	Reynolds
Combest	Hunter	Riley
Cook	Hyde	Rogan
Cooksey	Isakson	Rogers
Cox	Istook	Ros-Lehtinen
Cramer	Jenkins	Roukema
Crane	John	Ryan (WI)
Cubin	Johnson, Sam	Ryun (KS)
Cunningham	Jones (NC)	Salmon
Danner	King (NY)	Sandlin
Davis (FL)	Kingston	Sanford
Davis (VA)	Klink	Saxton
Deal	Knollenberg	Schaffer
DeFazio	Kolbe	Sensenbrenner
DeLay	Kuykendall	Sessions
DeMint	LaHood	Shadegg
Diaz-Balart	Lampson	Shaw
Dingell	Largent	Sherwood
Doolittle	Latham	Shimkus
Dreier	LaTourette	Shows
Duncan	Lewis (CA)	Shuster
Dunn	Lewis (KY)	Simpson
Edwards	Linder	Sisisky
Ehrlich	Lipinski	Skeen
Emerson	Lofgren	Skelton
English	Lucas (KY)	Smith (MI)
Etheridge	Lucas (OK)	Smith (TX)
Everett	Maloney (NY)	Spence
Ewing	Manullo	Stenholm
Fletcher	Mascara	Stump
Foley	McCollum	Sununu
Ford	McCrery	Talent
Fossella	McIntosh	Tancredo
Fowler	McIntyre	Tanner
Franks (NJ)	McKeon	Tauscher
Frelinghuysen	Metcalfe	Tauzin
Frost	Mica	Taylor (MS)
Gallegly	Miller (FL)	Taylor (NC)
Gekas	Miller, Gary	Terry
Gibbons	Moran (KS)	Thomas
Gilchrest	Murtha	Thornberry
Gillmor	Myrick	Thune
Gonzalez	Nethercutt	Thurman
Goode	Ney	Tiahrt
Goodlatte	Northup	Toomey
Goodling	Norwood	Trafficant
Gordon	Nussle	Turner
Goss	Oberstar	Upton
Graham	Ortiz	Vitter
Granger	Ose	Walden
Green (TX)	Oxley	Wamp
Green (WI)	Packard	Watkins
Greenwood	Pease	Watts (OK)
Gutknecht	Peterson (MN)	Weldon (FL)
Hall (TX)	Peterson (PA)	Weller
Hansen	Petri	Whitfield
Hastings (WA)	Phelps	Wicker
Hayes	Pickering	Wilson
Hayworth	Pickett	Wolf
Hefley	Pitts	Wynn
Herger	Pombo	Young (AK)
Hill (MT)	Pomeroy	Young (FL)
Hilleary	Portman	
Hobson	Pryce (OH)	

NOT VOTING—6

Bereuter	Kilpatrick	Souder
Hulshof	Scarborough	Weldon (PA)

So the amendment was not agreed to.
After some further time,

The SPEAKER pro tempore, Mr. PEASE, assumed the Chair.

When Mrs. EMERSON, Acting Chairman, pursuant to House Resolution 352, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Secure Rural Schools and Community Self-Determination Act of 1999”.

(b) **TABLE OF CONTENTS.**—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Findings and purpose.

Sec. 3. Definitions.

TITLE I—SECURE PAYMENTS FOR STATES AND COUNTIES CONTAINING FEDERAL LANDS

Sec. 101. Determination of full payment amount for eligible States and counties.

Sec. 102. Payments to States from Forest Service lands for use by counties to benefit public education and transportation.

Sec. 103. Payments to counties from Bureau of Land Management lands for use to benefit public safety, law enforcement, education, and other public purposes.

TITLE II—LOCALLY INITIATED PROJECTS ON FEDERAL LANDS

Sec. 201. Definitions.

Sec. 202. General limitation on use of project funds.

Sec. 203. Submission of project proposals by participating counties.

Sec. 204. Evaluation and approval of projects by Secretary concerned.

Sec. 205. Local advisory committees.

Sec. 206. Use of project funds.

Sec. 207. Duration of availability of a county's project funds.

Sec. 208. Treatment of funds generated by locally initiated projects.

TITLE III—FOREST COUNTIES PAYMENTS COMMITTEE

Sec. 301. Definitions.

Sec. 302. National advisory committee to develop long-term methods to meet statutory obligation of Federal lands to contribute to public education and other public services.

Sec. 303. Functions of Advisory Committee.

Sec. 304. Federal Advisory Committee Act requirements.

Sec. 305. Termination of Advisory Committee.

Sec. 306. Sense of the Congress regarding Advisory Committee recommendations.

TITLE IV—MISCELLANEOUS PROVISIONS

Sec. 401. Authorization of appropriations.

Sec. 402. Treatment of funds and revenues.

Sec. 403. Confirming amendments.

SEC. 2. FINDINGS AND PURPOSE.

(a) **FINDINGS.**—The Congress finds the following:

(1) The National Forest System, which is managed by the United States Forest Service, was established in 1907 and has grown to include approximately 192,000,000 acres of Federal lands.

(2) The public domain lands known as re-vested Oregon and California Railroad grant lands and the reconveyed Coos Bay Wagon Road grant lands, which are managed predominantly by the Bureau of Land Management were returned to Federal ownership in 1916 and 1919 and now comprise approximately 2,600,000 acres of Federal lands.

(3) Congress recognized that, by its decision to secure these lands in Federal ownership, the counties in which these lands are situated would be deprived of revenues they would otherwise receive if the lands were held in private ownership.

(4) Even without such revenues, these same counties have expended public funds year after year to provide services, such as education, road construction and maintenance, search and rescue, law enforcement, waste removal, and fire protection, that directly benefit these Federal lands and people who use these lands.

(5) To accord a measure of compensation to the affected counties for their loss of future

revenues and for the critical services they provide to both county residents and visitors to these Federal lands, Congress determined that the Federal Government should share with these counties a portion of the revenues the United States receives from these Federal lands.

(6) Congress enacted in 1908 and subsequently amended a law that requires that 25 percent of the revenues derived from National Forest System lands be paid to States for use by the counties in which the lands are situated for the benefit of public schools and roads.

(7) Congress enacted in 1937 and subsequently amended a law that requires that 50 percent of the revenues derived from the re-vested and reconveyed grant lands be paid to the counties in which those lands are situated to be used as are other county funds.

(8) For several decades during the dramatic growth of the American economy, counties dependent on and supportive of these Federal lands received and relied on increasing shares of these revenues to provide educational opportunities for the children of residents of these counties.

(9) In recent years, the principal source of these revenues, Federal timber sales, has been sharply curtailed and, as the volume of timber sold annually from most of the Federal lands has decreased precipitously, so too have the revenues shared with the affected counties.

(10) This decline in shared revenues has severely impacted or crippled educational funding in, and the quality of education provided by, the affected counties.

(11) In the Omnibus Budget Reconciliation Act of 1993, Congress recognized this trend and ameliorated its adverse consequences by providing an alternative annual safety net payment to 72 counties in Oregon, Washington, and northern California in which Federal timber sales had been restricted or prohibited by administrative and judicial decisions to protect the northern spotted owl.

(12) The authority for these particular safety net payments is expiring and no comparable authority has been granted for alternative payments to counties elsewhere in the United States that have suffered similar losses in shared revenues from the Federal lands and in the educational funding those revenues provide.

(13) Although alternative payments are not an adequate substitute for the revenues, wages, purchasing of local goods and services, and social opportunities that are generated when the Federal lands are managed in a manner that encourages revenue-producing activities, such alternative payments are critically needed now to stabilize educational funding in the affected counties.

(14) Changes in Federal land management, in addition to having curtailed timber sales, have altered the historic, cooperative relationship between counties and the Forest Service and the Bureau of Land Management.

(15) Both the Forest Service and the Bureau of Land Management face significant backlogs in infrastructure maintenance and ecosystem restoration that are not likely to be addressed through annual appropriations.

(16) New relationships between the counties in which these Federal lands are located and the managers of these Federal lands need to be formed to benefit both the natural resources and rural communities of the United States as the 21st century begins.

(b) **PURPOSES.**—The purposes of this Act are—

(1) to provide Federal funds to county governments that are dependent on and supportive of the Federal lands so as to assist such counties in restoring funding for education and other public services that the

counties must provide to county residents and visitors;

(2) to provide these funds on a temporary basis in a form that is environmentally sound and consistent with applicable resource management plans;

(3) to facilitate the development, by the Federal Government and the counties which benefit from the shared revenues from the Federal lands, of a new cooperative relationship in Federal land management and the development of local consensus in implementing applicable plans for the Federal lands;

(4) to identify and implement projects on the Federal lands that enjoy broad-based local support; and

(5) to make additional investments in infrastructure maintenance and ecosystem restoration on Federal lands.

SEC. 3. DEFINITIONS.

In this Act:

(1) **FEDERAL LANDS.**—The term “Federal lands” means—

(A) lands within the National Forest System, as defined in section 11(a) of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1609(a)); and

(B) the Oregon and California Railroad grant lands vested in the United States by the Act of June 9, 1916 (chapter 137; 39 Stat. 218), Coos Bay Wagon Road grant lands conveyed to the United States by the Act of February 26, 1919 (chapter 47; 40 Stat. 1179), and subsequent additions to such lands.

(2) **ELIGIBILITY PERIOD.**—The term “eligibility period” means fiscal year 1984 through fiscal year 1999.

(3) **ELIGIBLE COUNTY.**—The term “eligible county” means a county or borough that received 50-percent payments for one or more fiscal years of the eligibility period or a county or borough that received a portion of an eligible State’s 25-percent payments for one or more fiscal years of the eligibility period. The term includes a county or borough established after the date of the enactment of this Act so long as the county or borough includes all or a portion of a county or borough described in the preceding sentence.

(4) **ELIGIBLE STATE.**—The term “eligible State” means a State that received 25-percent payments for one or more fiscal years of the eligibility period.

(5) **FULL PAYMENT AMOUNT.**—The term “full payment amount” means the amount calculated for each eligible State and eligible county under section 101.

(6) **25-PERCENT PAYMENTS.**—The term “25-percent payments” means the payments to States required by the sixth paragraph under the heading of “FOREST SERVICE” in the Act of May 23, 1908 (35 Stat. 260; 16 U.S.C. 500), and section 13 of the Act of March 1, 1911 (36 Stat. 963; 16 U.S.C. 500).

(7) **50-PERCENT PAYMENTS.**—The term “50-percent payments” means the payments that are the sum of the 50-percent share otherwise paid to a county pursuant to title II of the Act of August 28, 1937 (chapter 876; 50 Stat. 875; 43 U.S.C. 1181f), and the payment made to a county pursuant to the Act of May 24, 1939 (chapter 144; 53 Stat. 753; 43 U.S.C. 1181f-1 et seq.).

(8) **SAFETY NET PAYMENTS.**—The term “safety net payments” means the payments to States and counties required by section 13982 or 13983 of the Omnibus Budget Reconciliation Act of 1993 (Public Law 103-66; 16 U.S.C. 500 note; 43 U.S.C. 1181f note).

TITLE I—SECURE PAYMENTS FOR STATES AND COUNTIES CONTAINING FEDERAL LANDS

SEC. 101. DETERMINATION OF FULL PAYMENT AMOUNT FOR ELIGIBLE STATES AND COUNTIES.

(a) **CALCULATION REQUIRED.**—

(1) **ELIGIBLE STATES.**—The Secretary of the Treasury shall calculate for each eligible

State an amount equal to the average of the three highest 25-percent payments and safety net payments made to that eligible State for fiscal years of the eligibility period.

(2) **BLM COUNTIES.**—The Secretary of the Treasury shall calculate for each eligible county that received a 50-percent payment during the eligibility period an amount equal to the average of the three highest 50-percent payments and safety net payments made to that eligible county for fiscal years of the eligibility period.

(b) **ANNUAL ADJUSTMENT.**—For each fiscal year in which payments are required to be made to eligible States and eligible counties under this title, the Secretary of the Treasury shall adjust the full payment amount in effect for the previous fiscal year for each eligible State and eligible county to reflect changes in the consumer price index for rural areas (as published in the Bureau of Labor Statistics) that occur after publication of that index for fiscal year 1999.

SEC. 102. PAYMENTS TO STATES FROM FOREST SERVICE LANDS FOR USE BY COUNTIES TO BENEFIT PUBLIC EDUCATION AND TRANSPORTATION.

(a) **REQUIREMENT FOR PAYMENTS TO ELIGIBLE STATES.**—The Secretary of the Treasury shall make to each eligible State a payment in accordance with subsection (b) for each of fiscal years 2000 through 2006. The payment for a fiscal year shall be made as soon as practicable after the end of that fiscal year.

(b) **PAYMENT AMOUNTS.**—The payment to an eligible State under subsection (a) for a fiscal year shall consist of the following:

(1) The 25-percent payments and safety net payments under section 13982 of the Omnibus Budget Reconciliation Act of 1993 (Public Law 103-66; 16 U.S.C. 500 note) applicable to that State for that fiscal year.

(2) If the amount under paragraph (1) is less than the full payment amount in effect for that State for that fiscal year, such additional funds as may be appropriated to provide a total payment not to exceed the full payment amount, but only to the extent such additional funds are provided in advance as discretionary appropriations included in appropriation Acts.

(c) **DISTRIBUTION AND EXPENDITURE OF PAYMENTS.**—

(1) **DISTRIBUTION METHOD.**—An eligible State that receives a payment under subsection (a) shall distribute the payment among all eligible counties in the State, with each eligible county receiving the same percentage of that payment as the percentage of the State’s total 25-percent payments and safety net payments under section 13982 of the Omnibus Budget Reconciliation Act of 1993 (Public Law 103-66; 16 U.S.C. 500 note) that were distributed to that county for fiscal years of the eligibility period.

(2) **EXPENDITURE PURPOSES.**—Subject to subsection (d), payments received by eligible States under subsection (a) and distributed to eligible counties shall be expended in the same manner in which 25-percent payments are required to be expended.

(d) **EXPENDITURE RULES FOR ELIGIBLE COUNTIES.**—

(1) **GENERAL RULE.**—In the case of an eligible county to which \$100,000 or more is distributed in a fiscal year pursuant to subsection (c)—

(A) 80 percent of the funds distributed to the eligible county shall be expended in the same manner in which the 25-percent payments are required to be expended; and

(B) 20 percent of the funds distributed to the eligible county shall be reserved and expended by the eligible county in accordance with title II.

(2) **COUNTIES WITH MINOR DISTRIBUTIONS.**—In the case of each eligible county to which less than \$100,000 is distributed for fiscal year 2000 pursuant to subsection (c), the eligible

county shall make an election whether or not to be subject to the requirements of paragraph (1) for that fiscal year and all subsequent fiscal years for which payments are made under subsection (a). The county shall notify the Secretary of Agriculture of its election under this subsection not later than 60 days after the county receives its distribution for fiscal year 2000.

SEC. 103. PAYMENTS TO COUNTIES FROM BUREAU OF LAND MANAGEMENT LANDS FOR USE TO BENEFIT PUBLIC SAFETY, LAW ENFORCEMENT, EDUCATION, AND OTHER PUBLIC PURPOSES.

(a) **REQUIREMENT FOR PAYMENTS TO ELIGIBLE COUNTIES.**—The Secretary of the Treasury shall make to each eligible county that received a 50-percent payment during the eligibility period a payment in accordance with subsection (b) for each of fiscal years 2000 through 2006. The payment for a fiscal year shall be made as soon as practicable after the end of that fiscal year.

(b) **PAYMENT AMOUNTS.**—The payment to an eligible county under subsection (a) for a fiscal year shall consist of the following:

(1) The 50-percent payments and safety net payments under section 13983 of the Omnibus Budget Reconciliation Act of 1993 (Public Law 103-66; 43 U.S.C. 1181f note) applicable to that county for that fiscal year.

(2) If the amount under paragraph (1) is less than the full payment amount in effect for that county for that fiscal year, such additional funds as may be appropriated to provide a total payment not to exceed the full payment amount, but only to the extent such additional funds are provided in advance as discretionary appropriations included in appropriation Acts.

(c) **EXPENDITURE OF PAYMENTS.**—Subject to subsection (d), payments received by eligible counties under subsection (a) shall be expended in the same manner in which 50-percent payments are required to be expended.

(d) **EXPENDITURE RULES FOR ELIGIBLE COUNTIES.**—In the case of an eligible county to which a payment is made in a fiscal year pursuant to subsection (a)—

(1) 80 percent of the payment to the eligible county shall be expended in the same manner in which the 50-percent payments are required to be expended; and

(2) 20 percent of the payment to the eligible county shall be reserved and expended by the eligible county in accordance with title II.

TITLE II—LOCALLY INITIATED PROJECTS ON FEDERAL LANDS

SEC. 201. DEFINITIONS.

In this title:

(1) **PARTICIPATING COUNTY.**—The term “participating county” means an eligible county that—

(A) receives Federal funds pursuant to section 102 or 103; and

(B) is required to expend a portion of those funds in the manner provided in section 102(d)(1)(B) or 103(d)(2) or elects under section 102(d)(2) to expend a portion of those funds in accordance with section 102(d)(1)(B).

(2) **PROJECT FUNDS.**—The term “project funds” means all funds reserved by an eligible county under section 102(d)(1)(B) or 103(d)(2) for expenditure in accordance with this title and all funds that an eligible county elects under section 102(d)(2) to reserve under section 102(d)(1)(B).

(3) **LOCAL ADVISORY COMMITTEE.**—The term “local advisory committee” means an advisory committee established by the Secretary concerned under section 205.

(4) **RESOURCE MANAGEMENT PLAN.**—The term “resource management plan” means a land use plan prepared by the Bureau of Land Management for units of the Federal lands described in section 3(1)(B) pursuant to

section 202 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712) and land and resource management plans prepared by the Forest Service for units of the National Forest System pursuant to section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1604).

(5) **SECRETARY CONCERNED.**—The term “Secretary concerned” means the Secretary of the Interior with respect to the Federal lands described in section 3(1)(B) and the Secretary of Agriculture with respect to the Federal lands described in section 3(1)(A).

(6) **SPECIAL ACCOUNT.**—The term “special account” means an account in the Treasury established under section 208(c) for each region of the Forest Service, and for the Bureau of Land Management.

SEC. 202. GENERAL LIMITATION ON USE OF PROJECT FUNDS.

Project funds shall be expended solely on projects that meet the requirements of this title and are conducted on the Federal lands.

SEC. 203. SUBMISSION OF PROJECT PROPOSALS BY PARTICIPATING COUNTIES.

(a) **SUBMISSION OF PROJECT PROPOSALS TO SECRETARY CONCERNED.**—

(1) **PROJECTS FUNDED USING PROJECT FUNDS.**—Not later than September 30, 2001, and each September 30 thereafter through 2009, each participating county shall submit to the Secretary concerned a description of any projects that the county proposes the Secretary undertake using any project funds reserved by the county during the three-fiscal year period consisting of the fiscal year in which the submission is made and the preceding two fiscal years. A participating county does not have to submit all of its project proposals for a year at the same time.

(2) **PROJECTS FUNDED USING SPECIAL ACCOUNTS.**—Until September 30, 2007, a participating county may also submit to the Secretary concerned a description of any projects that the county proposes the Secretary undertake using amounts in a special account in lieu of or in addition to the county's project funds.

(3) **JOINT PROJECTS.**—Participating counties may pool their project funds and jointly propose a project or group of projects to the Secretary concerned under paragraph (1). Participating counties may also jointly propose a project or group of projects to the Secretary concerned under paragraph (2).

(b) **REQUIRED DESCRIPTION OF PROJECTS.**—In submitting proposed projects to the Secretary concerned under subsection (a), a participating county shall include in the description of each proposed project the following information:

(1) The purpose of the project.

(2) An estimation of the amount of any timber, forage, and other commodities anticipated to be harvested or generated as part of the project.

(3) The anticipated duration of the project.

(4) The anticipated cost of the project.

(5) The proposed source of funding for the project, whether project funds, funds from the appropriate special account, or both.

(6) The anticipated revenue, if any, to be generated by the project.

(c) **ROLE OF LOCAL ADVISORY COMMITTEE.**—A participating county may propose a project to the Secretary concerned under subsection (a) only if the project has been reviewed and approved by the relevant local advisory committee in accordance with the requirements of section 205, including the procedures issued under subsection (d) of such section.

(d) **AUTHORIZED PROJECTS.**—

(1) **IN GENERAL.**—Projects proposed under subsection (a) shall consist of any type of project or activity that the Secretary concerned may otherwise carry out on the Federal lands.

(2) **SEARCH, RESCUE, AND EMERGENCY SERVICES.**—Notwithstanding paragraph (1), a participating county may submit as a proposed project under subsection (a) a proposal that the county receive reimbursement for search and rescue and other emergency services performed on Federal lands and paid for by the county. The source of funding for an approved project of this type may only be the special account for the region in which the county is located or, in the case of a county that receives 50-percent payments, the special account for the Bureau of Land Management.

(3) **COMMUNITY SERVICE WORK CAMPS.**—Notwithstanding paragraph (1), a participating county may submit as a proposed project under subsection (a) a proposal that the county receive reimbursement for all or part of the costs incurred by the county to pay the salaries and benefits of county employees who supervise adults or juveniles performing mandatory community service on Federal lands.

SEC. 204. EVALUATION AND APPROVAL OF PROJECTS BY SECRETARY CONCERNED.

(a) **CONDITIONS FOR APPROVAL OF PROPOSED PROJECT.**—The Secretary concerned may make a decision to approve a project submitted by a participating county under section 203 only if the proposed project satisfies each of the following conditions:

(1) The project complies with all Federal laws and all Federal rules, regulations, and policies.

(2) The project is consistent with the applicable resource management plan and with any watershed or subsequent plan developed pursuant to the resource management plan and approved by the Secretary concerned.

(3) The project has been approved by the relevant local advisory committee in accordance with section 205, including the procedures issued under subsection (d) of such section.

(4) The project has been described by the participating county in accordance with section 203(b).

(b) **ENVIRONMENTAL REVIEWS.**—

(1) **REVIEW REQUIRED.**—Before making a decision to approve a proposed project under subsection (a), the Secretary concerned shall complete any environmental review required by the National Environmental Policy Act of 1969 (42 U.S.C. 321 et seq.) in connection with the project and any consultation and biological assessment required by the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) in connection with the project.

(2) **TREATMENT OF REVIEW.**—Decisions of the Secretary concerned related to an environmental review or consultation conducted under paragraph (1) shall not be subject to administrative appeal or judicial review unless and until the Secretary approves the project under subsection (a) for which the review or consultation was conducted.

(3) **PAYMENT OF REVIEW COSTS.**—

(A) **REQUEST FOR PAYMENT BY COUNTY.**—The Secretary concerned may request the participating county or counties submitting a proposed project to use project funds to pay for any environmental review or consultation required under paragraph (1) in connection with the project. When such a payment is requested, the Secretary concerned shall not begin the environmental review or consultation until and unless the payment is received.

(B) **EFFECT OF REFUSAL TO PAY.**—If a participating county refuses to make the requested payment under subparagraph (A) in connection with a proposed project, the participating county shall withdraw the submission of the project from further consideration by the Secretary concerned. Such a withdrawal shall be deemed to be a rejection of the project for purposes of section 207(d).

(c) **TIME PERIODS FOR CONSIDERATION OF PROJECTS.**—

(1) **PROJECTS REQUIRING ENVIRONMENTAL REVIEW.**—If the Secretary concerned determines that an environmental review or consultation is required for a proposed project pursuant to subsection (b), the Secretary concerned shall make a decision under subsection (a) to approve or reject the project, to the extent practicable, within 30 days after the completion of the last of the required environmental reviews and consultations.

(2) **OTHER PROJECTS.**—If the Secretary concerned determines that an environmental review or consultation is not required for a proposed project, the Secretary shall make a decision under subsection (a) to approve or reject the project, to the extent practicable, within 60 days after the date of that determination.

(d) **DECISIONS OF SECRETARY CONCERNED.**—

(1) **REJECTION OF PROJECTS.**—A decision by the Secretary concerned to reject a proposed project shall be at the Secretary's sole discretion. Within 30 days after making the rejection decision, the Secretary concerned shall notify in writing the participating county that submitted the proposed project of the rejection and the reasons therefor.

(2) **NOTICE OF PROJECT APPROVAL.**—The Secretary concerned shall publish in the Federal Register notice of each project approved under subsection (a) if such notice would be required had the project originated with the Secretary.

(3) **PROJECT APPROVAL AS FINAL AGENCY ACTION.**—A decision by the Secretary concerned to approve a project under subsection (a) shall be considered a final agency action under the Administrative Procedures Act.

(e) **SOURCE AND CONDUCT OF PROJECT.**—For purposes of Federal law, a project approved by the Secretary concerned under this section shall be considered to have originated with the Secretary.

(f) **IMPLEMENTATION OF APPROVED PROJECTS.**—

(1) **RESPONSIBILITY OF SECRETARY.**—The Secretary concerned shall be responsible for carrying out projects approved by the Secretary under this section. The Secretary concerned shall carry out the projects in compliance with all Federal laws (including the Act of March 3, 1931, commonly known as the Davis-Bacon Act) and all Federal rules, regulations, and policies and in the same manner as projects of the same kind that originate with the Secretary.

(2) **COOPERATION.**—The Secretary concerned may enter into contracts and cooperative agreements with States and local governments, private and nonprofit entities, and landowners and other persons to assist the Secretary in carrying out an approved project.

(3) **BEST VALUE STEWARDSHIP CONTRACTING.**—Subject to paragraph (1), to enter into a contract authorized by paragraph (2), the Secretary concerned may use a contracting method that secures, for the best price, the best quality service, as determined by the Secretary based upon the following:

(A) The technical demands and complexity of the work to be done.

(B) The ecological sensitivity of the resources being treated.

(C) The past experience by the contractor with the type of work being done, using the type of equipment proposed for the project, and meeting or exceeding desired ecological conditions.

(D) The use by the contractor of low value species and byproducts.

(E) The commitment of the contractor to hiring highly qualified workers and local residents.

(g) **TIME FOR COMMENCEMENT.**—

(1) **PROJECTS FUNDED USING PROJECT FUNDS.**—If an approved project is to be funded in whole or in part using project funds to be provided by a participating county or counties, the Secretary concerned shall commence the project as soon as practicable after the receipt of the project funds pursuant to section 206 from the county.

(2) **PROJECTS FUNDED USING SPECIAL ACCOUNTS.**—If an approved project is to be funded using amounts from a special account in lieu of any project funds, the Secretary concerned shall commence the project as soon as practicable after the approval decision is made.

SEC. 205. LOCAL ADVISORY COMMITTEES.

(a) **ESTABLISHMENT AND PURPOSE OF LOCAL ADVISORY COMMITTEES.**—

(1) **ESTABLISHMENT.**—Except as provided in paragraph (2), the Secretary concerned shall establish and maintain, for each unit of Federal lands, a local advisory committee to review projects proposed by participating counties and to recommend projects to participating counties.

(2) **COMBINATION OR DIVISION OF UNITS.**—The Secretary concerned may, at the Secretary's sole discretion, combine or divide units of Federal lands for the purpose of establishing local advisory committees.

(b) **APPOINTMENT BY THE SECRETARY.**—

(1) **APPOINTMENT AND TERM.**—The Secretary concerned shall appoint the members of local advisory committees for a term of 2 years beginning on the date of appointment. The Secretary concerned may reappoint members to subsequent 2-year terms.

(2) **BASIC REQUIREMENTS.**—The Secretary concerned shall ensure that each local advisory committee established by the Secretary meets the requirements of subsection (c).

(3) **INITIAL APPOINTMENT.**—The Secretary concerned shall make initial appointments to the local advisory committees not later than 120 days after the date of the enactment of this Act.

(4) **VACANCIES.**—The Secretary concerned shall make appointments to fill vacancies on any local advisory committee as soon as practicable after the vacancy has occurred.

(5) **COMPENSATION.**—Members of the local advisory committees shall not receive any compensation.

(c) **COMPOSITION OF ADVISORY COMMITTEE.**—

(1) **NUMBER.**—Each local advisory committee shall be comprised of 15 members.

(2) **COMMUNITY INTERESTS REPRESENTED.**—Each local advisory committee shall have at least one member representing each of the following:

- (A) Local resource users.
- (B) Environmental interests.
- (C) Forest workers.
- (D) Organized labor representatives.
- (E) Elected county officials.
- (F) School officials or teachers.

(3) **GEOGRAPHIC DISTRIBUTION.**—To the extent practicable, the members of a local advisory committee shall be drawn from throughout the area covered by the committee.

(4) **CHAIRPERSON.**—A majority on each local advisory committee shall select the chairperson of the committee.

(d) **APPROVAL PROCEDURES.**—

(1) **ISSUANCE.**—Not later than 90 days after the date of the enactment of this Act, the Secretaries concerned shall jointly issue the approval procedures that each local advisory committee must use in order to ensure that a local advisory committee only approves projects that are broadly supported by the committee. The Secretaries shall publish the procedures in the Federal Register.

(2) **TREATMENT OF PROCEDURES.**—The issuance and content of the procedures issued under paragraph (1) shall not be subject to administrative appeal or judicial re-

view. Nothing in this paragraph shall affect the responsibility of local advisory committees to comply with the procedures.

(e) **OTHER COMMITTEE AUTHORITIES AND REQUIREMENTS.**—

(1) **STAFF ASSISTANCE.**—A local advisory committee may submit to the Secretary concerned a request for staff assistance from Federal employees under the jurisdiction of the Secretary.

(2) **MEETINGS.**—All meetings of a local advisory committee shall be announced at least one week in advance in a local newspaper of record and shall be open to the public.

(3) **RECORDS.**—A local advisory committee shall maintain records of the meetings of the committee and make the records available for public inspection.

(f) **FEDERAL ADVISORY COMMITTEE ACT EXEMPTION.**—The local advisory committees shall be exempt from the provisions of the Federal Advisory Committee Act (5 U.S.C. App.).

SEC. 206. USE OF PROJECT FUNDS.

(a) **AGREEMENT REGARDING SCHEDULE AND COST OF PROJECT.**—

(1) **AGREEMENT BETWEEN PARTIES.**—As soon as practicable after the approval of a project by the Secretary concerned under section 204, the Secretary concerned and the chief administrative official of the participating county (or one such official representing a group of participating counties) shall enter into an agreement addressing, at a minimum, the following with respect to the project:

(A) The schedule for completing the project.

(B) The total cost of the project, including the level of agency overhead to be assessed against the project.

(C) For a multi-year project, the estimated cost of the project for each of the fiscal years in which it will be carried out.

(D) The remedies for the failure of the Secretary concerned to comply with the terms of the agreement.

(2) **LIMITED USE OF FEDERAL FUNDS.**—The Secretary concerned may decide, at the Secretary's sole discretion, to cover the costs of a portion of an approved project using Federal funds appropriated or otherwise available to the Secretary for the same purposes as the project.

(b) **TRANSFER OF PROJECT FUNDS.**—

(1) **INITIAL TRANSFER REQUIRED.**—As soon as practicable after the agreement is reached under subsection (a) with regard to a project to be funded in whole or in part using project funds, the participating county or counties that are parties to the agreement shall transfer to the Secretary concerned an amount of project funds equal to—

(A) in the case of a project to be completed in a single fiscal year, the total amount specified in the agreement to be paid by the county or counties; or

(B) in the case of a multi-year project, the amount specified in the agreement to be paid by the county or counties for the first fiscal year.

(2) **CONDITION ON PROJECT COMMENCEMENT.**—The Secretary concerned shall not commence a project pursuant to section 204(g)(1) until the project funds required to be transferred under paragraph (1) for the project have been received by the Secretary.

(3) **SUBSEQUENT TRANSFERS FOR MULTI-YEAR PROJECTS.**—For the second and subsequent fiscal years of a multi-year project to be funded in whole or in part using project funds, the participating county or counties shall transfer to the Secretary concerned the amount of project funds required to continue the project in that fiscal year according to the agreement entered into under subsection

(a). The Secretary concerned shall suspend work on the project if the county fails to transfer the required amounts as required by the agreement.

(4) **SPECIAL RULE FOR WORK CAMP PROJECTS.**—In the case of a project described in section 203(d)(3) and approved under section 204, the agreement required by subsection (a) shall specify the manner in which a participating county that is a party to the agreement may retain project funds to cover the costs of the project.

(c) **AVAILABILITY OF TRANSFERRED FUNDS.**—Project funds transferred to the Secretary concerned under this section shall remain available until the project is completed.

SEC. 207. DURATION OF AVAILABILITY OF A COUNTY'S PROJECT FUNDS.

(a) **SUBMISSION OF PROPOSED PROJECTS TO OBLIGATE FUNDS.**—By the end of each of the fiscal years 2003 through 2009, a participating county shall submit to the Secretary concerned pursuant to section 203(a)(1) a sufficient number of project proposals that, if approved, would result in the obligation of at least the full amount of the project funds the county received under title I in the second preceding fiscal year.

(b) **TRANSFER OF UNOBLIGATED FUNDS.**—If a participating county fails to comply with subsection (a) for a fiscal year, any project funds that the county received in the second preceding fiscal year and remaining unobligated shall be returned to the Secretary of the Treasury for disposition as provided in subsection (c).

(c) **DISPOSITION OF RETURNED FUNDS.**—

(1) **DEPOSIT IN SPECIAL ACCOUNTS.**—In the case of project funds returned under subsection (b) in fiscal year 2004, 2005, or 2006, the Secretary of the Treasury shall deposit the funds in the appropriate special account.

(2) **DEPOSIT IN GENERAL FUND.**—After fiscal year 2006, the Secretary of the Treasury shall deposit returned project funds in the general fund of the Treasury.

(d) **EFFECT OF REJECTION OF PROJECTS.**—Notwithstanding subsection (b), any project funds of a participating county that are unobligated at the end of a fiscal year because the Secretary concerned has rejected one or more proposed projects shall be available for the county to expend in the same manner as the funds reserved by the county under section 102(d)(1)(A) or 103(d)(1), whichever applies to the funds involved. The project funds covered by this subsection shall remain available until expended.

(e) **EFFECT OF COURT ORDERS.**—

(1) **PROJECTS FUNDED USING PROJECT FUNDS.**—If an approved project is enjoined or prohibited by a Federal court after funds for the project are transferred to the Secretary concerned under section 206, the Secretary concerned shall return any unobligated project funds related to that project to the participating county or counties that transferred the funds. The returned funds shall be available for the county to expend in the same manner as the funds reserved by the county under section 102(d)(1)(A) or 103(d)(1), whichever applies to the funds involved. The funds shall remain available until expended and shall be exempt from the requirements of subsection (b).

(2) **PROJECTS FUNDED USING SPECIAL ACCOUNTS.**—If an approved project is enjoined or prohibited by a Federal court after funds from a special account have been reserved for the project under section 208, the Secretary concerned shall treat the funds in the same manner as revenues described in section 208(a).

SEC. 208. TREATMENT OF FUNDS GENERATED BY LOCALLY INITIATED PROJECTS.

(a) **PAYMENT TO SECRETARY.**—Any and all revenues generated from a project carried out in whole or in part using project funds or

funds from a special account shall be paid to the Secretary concerned.

(b) DEPOSIT.—Notwithstanding any other provision of law, the Secretary concerned shall deposit the revenues described in subsection (a) as follows:

(1) Through fiscal year 2006, the revenues shall be deposited in the appropriate special account as provided in subsection (c).

(2) After fiscal year 2006, the revenues shall be deposited in the general fund of the Treasury.

(c) REGIONAL AND BLM SPECIAL ACCOUNTS.—

(1) ESTABLISHMENT.—There is established in the Treasury an account for each region of the Forest Service and an account for the Bureau of Land Management. The accounts shall consist of the following:

(A) Revenues described in subsection (a) and deposited pursuant to subsection (b)(1).

(B) Project funds deposited pursuant to section 207(c)(1).

(C) Interest earned on amounts in the special accounts.

(2) REQUIRED DEPOSIT IN FOREST SERVICE ACCOUNTS.—If the revenue-generating project was carried out in whole or in part using project funds that were reserved pursuant to section 102(d)(1)(B), the revenues shall be deposited in the account established under paragraph (1) for the Forest Service region in which the project was conducted.

(3) REQUIRED DEPOSIT IN BLM ACCOUNT.—If the revenue-generating project was carried out in whole or in part using project funds that were reserved pursuant to section 103(d)(2), the revenues shall be deposited in the account established under paragraph (1) for the Bureau of Land Management.

(4) PROJECTS CONDUCTED USING SPECIAL ACCOUNT FUNDS.—If the revenue-generating project was carried out using amounts from a special account in lieu of any project funds, the revenues shall be deposited in the special account from which the amounts were derived.

(d) USE OF ACCOUNTS TO CONDUCT PROJECTS.—

(1) AUTHORITY TO USE ACCOUNTS.—The Secretary concerned may use amounts in the special accounts, without appropriation, to fund projects submitted by participating counties under section 203(a)(2) that have been approved by the Secretary concerned under section 204.

(2) SOURCE OF FUNDS; PROJECT LOCATIONS.—Funds in a special account established under subsection (c)(1) for a region of the Forest Service may be expended only for projects approved under section 204 to be conducted in that region. Funds in the special account established under subsection (c)(1) for the Bureau of Land Management may be expended only for projects approved under section 204 to be conducted on Federal lands described in section 3(1)(B).

(3) DURATION OF AUTHORITY.—No funds may be obligated under this subsection after September 30, 2007. Unobligated amounts in the special accounts after that date shall be promptly transferred to the general fund of the Treasury.

TITLE III—FOREST COUNTIES PAYMENTS COMMITTEE

SEC. 301. DEFINITIONS.

In this title:

(1) ADVISORY COMMITTEE.—The term “Advisory Committee” means the Forest Counties Payments Committee established by section 302.

(2) HOUSE COMMITTEES OF JURISDICTION.—The term “House committees of jurisdiction” means the Committee on Agriculture, the Committee on Resources, and the Committee on Appropriations of the House of Representatives.

(3) SENATE COMMITTEES OF JURISDICTION.—The term “Senate committees of jurisdiction”

means the Committee on Agriculture, Nutrition, and Forestry, the Committee on Energy and Natural Resources, and the Committee on Appropriations of the Senate.

(4) SUSTAINABLE FORESTRY.—The term “sustainable forestry” means principles of sustainable forest management that equally consider ecological, economic, and social factors in the management of Federal lands.

SEC. 302. NATIONAL ADVISORY COMMITTEE TO DEVELOP LONG-TERM METHODS TO MEET STATUTORY OBLIGATION OF FEDERAL LANDS TO CONTRIBUTE TO PUBLIC EDUCATION AND OTHER PUBLIC SERVICES.

(a) ESTABLISHMENT OF FOREST COUNTIES PAYMENTS COMMITTEE.—There is hereby established an advisory committee, to be known as the Forest Counties Payments Committee, to develop recommendations, consistent with sustainable forestry, regarding methods to ensure that States and counties in which Federal lands are situated receive adequate Federal payments to be used for the benefit of public education and other public purposes.

(b) MEMBERS.—The Advisory Committee shall be composed of the following members:

(1) The Chief of the Forest Service, or a designee of the Chief who has significant expertise in sustainable forestry.

(2) The Director of the Bureau of Land Management, or a designee of the Director who has significant expertise in sustainable forestry.

(3) The Director of the Office of Management and Budget, or the Director's designee.

(4) Two members who are elected members of the governing branches of eligible counties; one such member to be appointed by the President pro tempore of the Senate (in consultation with the chairmen and ranking members of the Senate committees of jurisdiction) and one such member to be appointed by the Speaker of the House of Representatives (in consultation with the chairmen and ranking members of the House committees of jurisdiction) within 60 days of the date of the enactment of this Act.

(5) Two members who are elected members of school boards for, superintendents from, or teachers employed by, school districts in eligible counties; one such member to be appointed by the President pro tempore of the Senate (in consultation with the chairmen and ranking members of the Senate committees of jurisdiction) and one such member to be appointed by the Speaker of the House of Representatives (in consultation with the chairmen and ranking members of the House committees of jurisdiction) within 60 days of the date of the enactment of this Act.

(c) GEOGRAPHIC REPRESENTATION.—In making appointments under paragraphs (4) and (5) of subsection (b), the President pro tempore of the Senate and the Speaker of the House of Representatives shall seek to ensure that the Advisory Committee members are selected from geographically diverse locations.

(d) ORGANIZATION OF ADVISORY COMMITTEE.—

(1) CHAIRPERSON.—The Chairperson of the Advisory Committee shall be selected from among the members appointed pursuant to paragraphs (4) and (5) of subsection (b).

(2) VACANCIES.—Any vacancy in the membership of the Advisory Committee shall be filled in the same manner as required by subsection (b). A vacancy shall not impair the authority of the remaining members to perform the functions of the Advisory Committee under section 303.

(3) COMPENSATION.—The members of the Advisory Committee who are not officers or employees of the United States, while attending meetings or other events held by the Advisory Committee or at which the members serve as representatives of the Advisory

Committee or while otherwise serving at the request of the Chairperson, shall each be entitled to receive compensation at a rate not in excess of the maximum rate of pay for grade GS-18, as provided in the General Schedule under section 5532 of title 5, United States Code, including traveltime, and while away from their homes or regular places of business shall each be reimbursed for travel expenses, including per diem in lieu of subsistence as authorized by section 5703 of title 5, United States Code, for persons in Government service employed intermittently.

(e) STAFF AND RULES.—

(1) EXECUTIVE DIRECTOR.—The Advisory Committee shall have an Executive Director, who shall be appointed (without regard to the provisions of title 5, United States Code, governing appointments in the competitive service) by the Advisory Committee and serve at the pleasure of the Advisory Committee. The Executive Director shall report to the Advisory Committee and assume such duties as the Advisory Committee may assign. The Executive Director shall be paid at a rate not in excess of pay for grade GS-18, as provided in the General Schedule under 5332 of title 5, United States Code.

(2) OTHER STAFF.—In addition to authority to appoint personnel subject to the provisions of title 5, United States Code, governing appointments to the competitive service, and to pay such personnel in accordance with the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, the Advisory Committee shall have authority to enter into contracts with private or public organizations which may furnish the Advisory Committee with such administrative and technical personnel as may be necessary to carry out the functions of the Advisory Committee under section 303. To the extent practicable, such administrative and technical personnel, and other necessary support services, shall be provided for the Advisory Committee by the Chief of the Forest Service and the Director of the Bureau of Land Management.

(3) COMMITTEE RULES.—The Advisory Committee may establish such procedural and administrative rules as are necessary for the performance of its functions under section 303.

(f) FEDERAL AGENCY COOPERATION.—The heads of the departments, agencies, and instrumentalities of the executive branch of the Federal Government shall cooperate with the Advisory Committee in the performance of its functions under subsection (c) and shall furnish to the Advisory Committee information which the Advisory Committee deems necessary to carry out such functions.

SEC. 303. FUNCTIONS OF ADVISORY COMMITTEE.

(a) DEVELOPMENT OF RECOMMENDATIONS.—

(1) IN GENERAL.—The Advisory Committee shall develop recommendations for policy or legislative initiatives (or both) regarding alternatives for, or substitutes to, the short-term payments required by title I in order to provide a long-term method to generate annual payments to eligible States and eligible counties at or above the full payment amount.

(2) REPORTING REQUIREMENTS.—Not later than 18 months after the date of the enactment of this Act, the Advisory Committee shall submit to the Senate committees of jurisdiction and the House committees of jurisdiction a final report containing the recommendations developed under this subsection. The Advisory Committee shall submit semiannual progress reports on its activities and expenditures to the Senate committees of jurisdiction and the House committees of jurisdiction until the final report has been submitted.

(b) GUIDANCE FOR COMMITTEE.—In developing the recommendations required by subsection (a), the Advisory Committee shall—

(1) evaluate the method by which payments are made to eligible States and eligible counties under title I and the use of such payments;

(2) evaluate the effectiveness of the local advisory committees established pursuant to section 205; and

(3) consider the impact on eligible States and eligible counties of revenues derived from the historic multiple use of the Federal lands.

(c) MONITORING AND RELATED REPORTING ACTIVITIES.—The Advisory Committee shall monitor the payments made to eligible States and eligible counties pursuant to title I and submit to the Senate committees of jurisdiction and the House committees of jurisdiction an annual report describing the amounts and sources of such payments and containing such comments as the Advisory Committee may have regarding such payments.

(d) TESTIMONY.—The Advisory Committee shall make itself available for testimony or comments on the reports required to be submitted by the Advisory Committee and on any legislation or regulations to implement any recommendations made in such reports in any congressional hearings or any rule-making or other administrative decision process.

SEC. 304. FEDERAL ADVISORY COMMITTEE ACT REQUIREMENTS.

Except as may be provided in this title, the provisions of the Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Advisory Committee.

SEC. 305. TERMINATION OF ADVISORY COMMITTEE.

The Advisory Committee shall terminate 3 years after the date of the enactment of this Act.

SEC. 306. SENSE OF THE CONGRESS REGARDING ADVISORY COMMITTEE RECOMMENDATIONS.

It is the sense of the Congress that the payments to eligible States and eligible counties required by title I should be replaced by a long-term solution to generate payments conforming to the guidance provided by section 303(b) and that any promulgation of regulations or enactment of legislation to establish such method should be completed within 2 years after the date of submission of the final report required by section 303(a).

TITLE IV—MISCELLANEOUS PROVISIONS

SEC. 401. AUTHORIZATION OF APPROPRIATIONS.

There are hereby authorized to be appropriated such sums as are necessary to carry out this Act.

SEC. 402. TREATMENT OF FUNDS AND REVENUES.

Funds appropriated pursuant to the authorization of appropriations in section 401, funds transferred to a Secretary concerned under section 206, and revenues described in section 208(a) shall be in addition to any other annual appropriations for the Forest Service and the Bureau of Land Management.

SEC. 403. CONFORMING AMENDMENTS.

Section 6903(a)(1) of title 31, United States Code, is amended—

(1) by redesignating subparagraphs (D) through (J) as subparagraphs (E) through (K), respectively; and

(2) by inserting after subparagraph (C) the following new subparagraph:

“(D) the Secure Rural Schools and Community Self-Determination Act of 1999.”

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PEASE, announced that the yeas had it.

Mr. GOODLATTE demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 274
affirmative { Nays 153

¶125.16

[Roll No. 560]

AYES—274

Aderholt	Everett	Mascara
Allen	Ewing	McCollum
Archer	Fletcher	McCrery
Army	Foley	McHugh
Bachus	Ford	McInnis
Baird	Fossella	McIntosh
Baker	Fowler	McIntyre
Baldacci	Frost	McKeon
Ballenger	Gallegly	Metcalfe
Barcia	Ganske	Mica
Barr	Gekas	Miller, Gary
Barrett (NE)	Gibbons	Mollohan
Bartlett	Gilchrest	Moore
Barton	Gillmor	Moran (KS)
Bass	Goode	Morella
Bateman	Goodlatte	Murtha
Bentsen	Goodling	Myrick
Berry	Gordon	Napolitano
Biggert	Goss	Nethercutt
Bilirakis	Graham	Ney
Bishop	Granger	Northup
Bliley	Green (TX)	Norwood
Blumenauer	Green (WI)	Nussle
Blunt	Greenwood	Ortiz
Boehlert	Gutierrez	Ose
Boehner	Gutknecht	Oxley
Bonilla	Hall (OH)	Packard
Bono	Hall (TX)	Pease
Boswell	Hansen	Peterson (MN)
Boucher	Hastings (WA)	Peterson (PA)
Boyd	Hayes	Petri
Brady (TX)	Hayworth	Phelps
Bryant	Hefley	Pickering
Burr	Herger	Pickett
Burton	Hill (IN)	Pitts
Buyer	Hill (MT)	Pombo
Callahan	Hillery	Pomeroy
Calvert	Hilliard	Price (NC)
Camp	Hinojosa	Pryce (OH)
Campbell	Hobson	Quinn
Canady	Hoekstra	Radanovich
Cannon	Hooley	Rahall
Chabot	Horn	Reyes
Chambliss	Hostettler	Reynolds
Chenoweth-Hage	Houghton	Riley
Clayton	Hoyer	Rodriguez
Clement	Hunter	Roemer
Coble	Hutchinson	Rogan
Collins	Hyde	Rogers
Combest	Isakson	Rohrabacher
Condit	Istook	Ros-Lehtinen
Cook	Jackson-Lee	Rothman
Cooksey	(TX)	Royce
Costello	Jenkins	Ryun (KS)
Cox	John	Salmon
Cramer	Johnson (CT)	Sanchez
Cubin	Johnson, E. B.	Sandlin
Cunningham	Johnson, Sam	Schaffer
Danner	Jones (NC)	Sensenbrenner
Davis (FL)	Kasich	Sessions
Davis (VA)	Kind (WI)	Shadegg
Deal	King (NY)	Shaw
DeFazio	Kingston	Sherwood
DeLay	Klink	Shimkus
DeMint	Knollenberg	Shows
Diaz-Balart	Kuykendall	Shuster
Dickey	LaHood	Simpson
Dicks	Lampson	Sisisky
Dingell	Latham	Skeen
Dooley	LaTourette	Skelton
Doolittle	Leach	Smith (MI)
Doyle	Levin	Smith (TX)
Dreier	Lewis (CA)	Snyder
Duncan	Lewis (KY)	Souder
Dunn	Linder	Spence
Edwards	Lipinski	Spratt
Ehrlich	Lucas (KY)	Stenholm
Emerson	Lucas (OK)	Strickland
English	Manzullo	Stump
Etheridge	Martinez	Stupak

Sweeney	Thurman
Talent	Tiahrt
Tancredo	Traffant
Tanner	Turner
Tauzin	Udall (NM)
Taylor (MS)	Velazquez
Taylor (NC)	Visclosky
Terry	Vitter
Thomas	Walden
Thompson (CA)	Walsh
Thornberry	Watkins
Thune	Watt (NC)

Watts (OK)
Weldon (FL)
Weller
Whitfield
Wicker
Wilson
Wise
Wolf
Wu
Young (AK)
Young (FL)

NOES—153

Abercrombie	Hoefel	Olver
Ackerman	Holden	Owens
Andrews	Holt	Pallone
Baldwin	Inslee	Pascrell
Barrett (WI)	Jackson (IL)	Pastor
Becerra	Jefferson	Paul
Berkley	Jones (OH)	Payne
Berman	Kanjorski	Pelosi
Bilbray	Kaptur	Porter
Blagojevich	Kelly	Portman
Bonior	Kennedy	Ramstad
Borski	Kildee	Rangel
Brady (PA)	Kleczka	Regula
Brown (FL)	Kolbe	Rivers
Brown (OH)	Kucinich	Roukema
Capps	LaFalce	Roybal-Allard
Capuano	Lantos	Rush
Cardin	Largent	Sabo
Carson	Larson	Sanders
Castle	Lazio	Sanford
Clay	Lee	Sawyer
Clyburn	Lewis (GA)	Saxton
Coburn	LoBiondo	Schakowsky
Conyers	Lofgren	Scott
Coyne	Lowe	Serrano
Crane	Luther	Shays
Crowley	Maloney (CT)	Sherman
Cummings	Maloney (NY)	Slaughter
Davis (IL)	Markey	Smith (NJ)
DeGette	Matsui	Smith (WA)
Delahunt	McCarthy (MO)	Stabenow
DeLauro	McCarthy (NY)	Stark
Deutsch	McDermott	Stearns
Dixon	McGovern	Sununu
Doggett	McKinney	Tauscher
Ehlers	McNulty	Thompson (MS)
Engel	Meehan	Tierney
Eshoo	Meek (FL)	Toomey
Evans	Meeks (NY)	Towns
Farr	Menendez	Udall (CO)
Fattah	Millender	Upton
Filner	McDonald	Vento
Forbes	Miller (FL)	Wamp
Frank (MA)	Miller, George	Waters
Franks (NJ)	Minge	Waxman
Frelinghuysen	Mink	Weiner
Gedjenson	Moakley	Wexler
Geopardt	Moran (VA)	Weygand
Gilman	Nader	Woolsey
Gonzalez	Neal	Wynn
Hastings (FL)	Oberstar	
Hinche	Obey	

NOT VOTING—6

Bereuter	Kilpatrick	Scarborough
Hulshof	Ryan (WI)	Weldon (PA)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶125.17 CLERK TO CORRECT
ENGROSSMENT

On motion of Mr. GOODLATTE, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, cross references, citations, and punctuation, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill.

¶125.18 PROVIDING FOR THE
CONSIDERATION OF MOTIONS TO
SUSPEND THE RULES

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 353):

Resolved, That it shall be in order at any time on or before the legislative day of Wednesday, November 10, 1999, for the Speaker to entertain motions to suspend the rules, provided that the object of any such motion is announced from the floor at least two hours before the motion is offered. In scheduling the consideration of legislation under this authority, the Speaker or his designee shall consult with the Minority Leader or his designee.

When said resolution was considered.
After debate,

On motion of Mr. DREIER, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. PEASE, announced that the yeas had it.

Mr. MOAKLEY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

It was decided in the affirmative	{	Yeas	222
		Nays	200
		Answered present	1

¶125.19 [Roll No. 561]
YEAS—222

Aderholt	Deal	Horn
Archer	DeLay	Hostettler
Armey	DeMint	Houghton
Bachus	Diaz-Balart	Hunter
Baker	Dooley	Hutchinson
Ballenger	Doolittle	Hyde
Barr	Dreier	Isakson
Barrett (NE)	Duncan	Istook
Bartlett	Ehlers	Jenkins
Barton	Ehrlich	Johnson (CT)
Bass	Emerson	Johnson, Sam
Bateman	English	Jones (NC)
Biggert	Eshoo	Kasich
Bilbray	Everett	Kelly
Bilirakis	Ewing	King (NY)
Bliley	Fletcher	Kingston
Blunt	Foley	Knollenberg
Boehlert	Fossella	Kolbe
Boehner	Fowler	Kuykendall
Bonilla	Franks (NJ)	LaHood
Bono	Frelinghuysen	Largent
Brady (TX)	Galleghy	Latham
Bryant	Ganske	LaTourette
Burr	Gekas	Lazio
Burton	Gibbons	Leach
Buyer	Gilchrest	Lewis (CA)
Callahan	Gillmor	Lewis (KY)
Calvert	Gilman	Linder
Camp	Goodlatte	LoBiondo
Campbell	Goodling	Lucas (OK)
Canady	Goss	Manzullo
Cannon	Graham	McCollum
Castle	Granger	McCrery
Chabot	Green (WI)	McHugh
Chambliss	Greenwood	McInnis
Chenoweth-Hage	Gutknecht	McIntosh
Coble	Hall (TX)	McKeon
Coburn	Hansen	McNulty
Collins	Hastings (WA)	Metcalf
Combest	Hayes	Mica
Cook	Hayworth	Miller (FL)
Cooksey	Hefley	Miller, Gary
Cox	Herger	Moran (KS)
Crane	Hill (MT)	Morella
Cubin	Hilleary	Myrick
Cunningham	Hobson	Nethercutt
Davis (VA)	Hoekstra	Ney

Northup
Norwood
Nussle
Ose
Oxley
Packard
Paul
Pease
Peterson (PA)
Petri
Pickering
Pitts
Pombo
Porter
Portman
Pryce (OH)
Quinn
Radanovich
Ramstad
Regula
Reynolds
Riley
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Rothman

NAYS—200

Abercrombie
Allen
Andrews
Baird
Baldacci
Baldwin
Barcia
Barrett (WI)
Becerra
Bentsen
Berkley
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boswell
Boucher
Boyd
Brady (PA)
Brown (FL)
Brown (OH)
Capps
Capuano
Cardin
Carson
Clay
Clayton
Clement
Clyburn
Condit
Conyers
Costello
Coyne
Cramer
Crowley
Cummings
Danner
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Deutsch
Dickey
Dicks
Dingell
Dixon
Doggett
Doyle
Edwards
Engel
Etheridge
Evans
Fattah
Filner
Forbes
Ford
Frank (MA)
Frost
Gedjenson
Gephardt
Gonzalez
Goode

ANSWERED "PRESENT"—1

Farr

Roukema
Royce
Ryan (WI)
Ryun (KS)
Salmon
Sanford
Saxton
Schaffer
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shinkus
Shuster
Simpson
Skeen
Smith (MI)
Smith (NJ)
Smith (TX)
Sonder
Spence
Stearns
Stump
Sununu

Napolitano
Neal
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascarell
Pastor
Payne
Pelosi
Peterson (MN)
Phelps
Pickett
Pomeroy
Price (NC)
Rangel
Reyes
Rivers
Rodriguez
Roemer
Roybal-Allard
Rush
Sabo
Sanchez
Sanders
Sandlin
Sawyer
Schakowsky
Serrano
Shows
Sisisky
Skelton
Slaughter
Smith (WA)
Snyder
Spratt
Stabenow
Stark
Stenholm
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Thurman
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Velazquez
Vento
Visclosky
Waters
Watt (NC)
Waxman
Weiner
Wexler
Weygand
Wise
Woolsey
Wu
Wynn

NOT VOTING—10

Ackerman	Kilpatrick	Scarborough
Bereuter	Millender-	Scott
Dunn	McDonald	Weldon (PA)
Hulshof	Rahall	

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶125.20 PROVIDING FOR THE
CONSIDERATION OF H.R. 3194

Mr. LINDER, by direction of the Committee on Rules, called up the following resolution (H. Res. 354):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 3194) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, and for other purposes. The bill shall be considered as read for amendment. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit.

When said resolution was considered.

After debate,

Mr. LINDER submitted the following amendment in the nature of a substitute:

Strike all after the resolved clause and insert in lieu thereof:

That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 3194) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, and for other purposes. The bill shall be considered as read for amendment. An amendment striking section 175 shall be considered as adopted. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit with or without instructions.

After further debate,

On motion of Mr. LINDER, the previous question was ordered on the amendment in the nature of the substitute and the resolution.

The question being put, *viva voce*,

Will the House agree to said amendment in the nature of the substitute?

The SPEAKER pro tempore, Mr. PEASE, announced that the yeas had it.

So the amendment in the nature of a substitute was agreed to.

The question being put, *viva voce*,

Will the House agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. PEASE, announced that the yeas had it.

So the resolution, as amended, was agreed to.

A motion to reconsider the vote whereby said resolution, as amended,

was agreed to was, by unanimous consent, laid on the table.

¶125.21 DISTRICT OF COLUMBIA APPROPRIATIONS

Mr. ISTOOK, pursuant to House Resolution 354, called up the bill (H.R. 3194) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, and for other purposes.

When said bill was considered and read twice.

Pursuant to House Resolution 354, the following amendment was considered as adopted:

Strike section 175.

After debate,

Pursuant to said resolution, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PEASE, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas 216
affirmative Nays 210

¶125.22 [Roll No. 562] YEAS—216

Aderholt	Doolittle	Jenkins
Armey	Dreier	Johnson (CT)
Bachus	Dunn	Johnson, Sam
Baker	Ehlers	Jones (NC)
Ballenger	Ehrlich	Kasich
Barcia	Emerson	Kelly
Barr	English	King (NY)
Barrett (NE)	Everett	Kingston
Bartlett	Ewing	Knollenberg
Barton	Fletcher	Kolbe
Bass	Foley	Kuykendall
Bateman	Fossella	LaHood
Biggert	Fowler	Largent
Bilbray	Franks (NJ)	Latham
Bilirakis	Frelinghuysen	LaTourette
Biley	Galleghy	Lazio
Blunt	Ganske	Leach
Boehlert	Gekas	Lewis (CA)
Boehner	Gibbons	Lewis (KY)
Bonilla	Gilchrest	Linder
Bono	Gillmor	LoBiondo
Brady (TX)	Gilman	Lucas (KY)
Bryant	Goode	Lucas (OK)
Burr	Goodlatte	Manzullo
Burton	Goodling	McCollum
Buyer	Goss	McCrery
Callahan	Graham	McHugh
Calvert	Granger	McInnis
Camp	Green (WI)	McIntosh
Canady	Greenwood	McIntyre
Cannon	Gutknecht	McKeon
Castle	Hansen	Metcalfe
Chabot	Hastert	Mica
Chambliss	Hastings (WA)	Miller (FL)
Coble	Hayes	Miller, Gary
Coburn	Hayworth	Moran (KS)
Collins	Hefley	Myrick
Combest	Herger	Nethercutt
Cook	Hill (MT)	Ney
Cooksey	Hilleary	Northup
Cox	Hobson	Norwood
Crane	Hoekstra	Nussle
Cubin	Horn	Ose
Cunningham	Hostettler	Oxley
Davis (VA)	Houghton	Packard
Deal	Hunter	Pease
DeLay	Hutchinson	Peterson (PA)
DeMint	Hyde	Petri
Diaz-Balart	Isakson	Pickering
Dickey	Istook	Pitts

Pombo
Porter
Portman
Pryce (OH)
Quinn
Radanovich
Ramstad
Regula
Reynolds
Riley
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Roukema
Royce
Ryan (WI)
Ryun (KS)
Salmon
Sanford
Saxton
Sensenbrenner

Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Skeen
Smith (MI)
Smith (NJ)
Smith (TX)
Sonder
Spence
Stearns
Stump
Sununu
Sweeney
Talent
Tauzin
Taylor (NC)
Terry

Thomas
Thornberry
Thune
Tiahrt
Toomey
Traficant
Upton
Vitter
Walden
Walsh
Wamp
Watkins
Watts (OK)
Weldon (FL)
Weller
Whitfield
Wicker
Wilson
Wise
Wolf
Young (AK)
Young (FL)

NAYS—210

Abercrombie
Ackerman
Allen
Andrews
Archer
Baird
Baldacci
Baldwin
Barrett (WI)
Becerra
Bentsen
Berkley
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boswell
Boucher
Boyd
Brady (PA)
Brown (FL)
Brown (OH)
Campbell
Capps
Capuano
Cardin
Carson
Chenoweth-Hage
Clay
Clayton
Clement
Clyburn
Condit
Conyers
Costello
Coyne
Cramer
Crowley
Cummings
Danner
Davis (FL)
Davis (IL)
DeFazio
DeGette
DeLauro
Deutsch
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Duncan
Edwards
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Forbes
Ford
Frank (MA)
Frost
Gejdenson
Gephardt

Gonzalez
Gordon
Green (TX)
Gutierrez
Hall (OH)
Hall (TX)
Hastings (FL)
Hill (IN)
Hilliard
Hinchey
Hinojosa
Hoeffel
Holden
Holt
Hooley
Hoyer
Inslee
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
John
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy
Kildee
Kind (WI)
Kleczka
Klink
Kucinich
LaFalce
Lampson
Lantos
Larson
Lee
Levin
Lewis (GA)
Lipinski
Lofgren
Lowey
Luther
Maloney (CT)
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Menendez
Millender-
McDonald
Miller, George
Minge
Mink
Moakley
Mollohan
Moore
Moran (VA)
Morella
Nadler
Napolitano
Neal

Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascarell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Phelps
Pickett
Pomeroy
Price (NC)
Rangel
Reyes
Rivers
Rodriguez
Roemer
Rothman
Roybal-Allard
Rush
Sabo
Sanchez
Sanders
Sandin
Sawyer
Schaffer
Schakowsky
Scott
Serrano
Sherman
Shows
Sisisky
Skelton
Slaughter
Smith (WA)
Snyder
Spratt
Stabenow
Stark
Stenholm
Strickland
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Thurman
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Velazquez
Vento
Visclosky
Waters
Watt (NC)
Waxman
Weiner
Wexler
Weygand
Woolsey
Wu
Wynn

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶125.23 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶125.24 SUSPENSION OF THE RULES NOTICE

Mr. ARMEY, pursuant to House Resolution 353, announced the Speaker would recognize Members on Thursday, November 4 for motions to suspend the rules under clause 1 of rule XV with respect to the following measures: H. Con. Res. 214, concurrent resolution expressing the sense of Congress that direct systematic phonics instruction should be used in all schools; and H.R. 1693, a bill to amend the Fair Labor Standards Act of 1938 to clarify the overtime exemption for employees engaged in fire protection activities.

¶125.25 MESSAGE FROM THE PRESIDENT—U.S.-AUSTRALIA AGREEMENTS

The SPEAKER pro tempore, Mr. PEASE, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

I am pleased to transmit to the Congress, pursuant to sections 123 b. and 123 d. of the Atomic Energy Act of 1954, as amended (42 U.S.C. 2153(b), (d)), the text of a proposed Agreement for Co-operation Between the United States of America and Australia Concerning Technology for the Separation of Isotopes of Uranium by Laser Excitation, with accompanying annexes and agreed minute. I am also pleased to transmit my written approval, authorization, and determination concerning the Agreement, and an unclassified Nuclear Proliferation Assessment Statement (NPAS) concerning the Agreement. (In accordance with section 123 of the Act, as amended by title XII of the Foreign Affairs Reform and Restructuring Act of 1998 (Public Law 105-277), a classified annex to the NPAS, prepared by the Secretary of State in consultation with the Director of Central Intelligence, summarizing relevant classified information, will be submitted to the Congress separately.) The joint memorandum submitted to me by the Secretary of State and the Secretary of Energy, which includes a summary of the provisions of the Agreement and the views of the Nuclear Regulatory Commission, is also enclosed.

A U.S. company and an Australian company have entered into a contract jointly to develop and evaluate the commercial potential of a particular uranium enrichment process (known as the "SILEX" process) invented by the Australian company. If the commercial

NOT VOTING—8

Bereuter
Hulshof
Kilpatrick

Maloney (NY)
Murtha
Rahall

Scarborough
Weldon (PA)

viability of the process is demonstrated, the U.S. company may adopt it to enrich uranium for sale to U.S. and foreign utilities for use as reactor fuel.

Research on and development of the new enrichment process may require transfer from the United States to Australia of technology controlled by the United States as sensitive nuclear technology or Restricted Data. Australia exercises similar controls on the transfer of such technology outside Australia. There is currently in force an Agreement Between the United States of America and Australia Concerning Peaceful Uses of Nuclear Energy, signed at Canberra July 5, 1979 (the "1979 Agreement"). However, the 1979 Agreement does not permit transfers of sensitive nuclear technology and Restricted Data between the parties unless specifically provided for by an amendment or by a separate agreement.

Accordingly, the United States and Australia have negotiated, as a complement to the 1979 Agreement, a specialized agreement for peaceful nuclear cooperation to provide the necessary legal basis for transfers of the relevant technology between the two countries for peaceful purposes.

The proposed Agreement provides for cooperation between the parties and authorized persons within their respective jurisdictions in research on and development of the SILEX process (the particular process for the separation of isotopes of uranium by laser excitation). The Agreement permits the transfer for peaceful purposes from Australia to the United States and from the United States to Australia, subject to the nonproliferation conditions and controls set forth in the Agreement of Restricted Data, sensitive nuclear technology, sensitive nuclear facilities, and major critical components of such facilities, to the extent that these relate to the SILEX technology.

The nonproliferation conditions and controls required by the Agreement are the standard conditions and controls required by section 123 of the Atomic Energy Act, as amended by the Nuclear Non-Proliferation Act of 1978 (NNPA), for all new U.S. agreements for peaceful nuclear cooperation. These include safeguards, a guarantee of no explosive or military use, a guarantee of adequate physical protection, and rights to approve re-transfers, enrichment, reprocessing, other alterations in form or content, and storage. The Agreement contains additional detailed provisions for the protection of sensitive nuclear technology, Restricted Data, sensitive nuclear facilities, and major critical components of such facilities transferred pursuant to it.

Material, facilities, and technology subject to the Agreement may not be used to produce highly enriched uranium without further agreement of the parties.

The Agreement also provides that cooperation under it within the territory

of Australia will be limited to research on and development of SILEX technology, and will not be for the purpose of constructing a uranium enrichment facility in Australia unless provided for by an amendment to the Agreement. The United States would treat any such amendment as a new agreement pursuant to section 123 of the Atomic Energy Act, including the requirement for congressional review.

Australia is in the forefront of nations supporting international efforts to prevent the spread of nuclear weapons to additional countries. It is a party to the Treaty on the Non-Proliferation of Nuclear Weapons (NPT) and has an agreement with the International Atomic Energy Agency (IAEA) for the application of full-scope safeguards to its nuclear program. It subscribes to the Nuclear Supplier Group (NSG) Guidelines, which set forth standards for the responsible export of nuclear commodities for peaceful use, and to the Zangger (NPT Exporters) Committee Guidelines, which oblige members to require the application of IAEA safeguards on nuclear exports to nonnuclear weapon states. In addition, Australia is a party to the Convention on the Physical Protection of Nuclear Material, whereby it has agreed to apply international standards of physical protection to the storage and transport of nuclear material under its jurisdiction or control.

The proposed Agreement with Australia has been negotiated in accordance with the Atomic Energy Act of 1954, as amended, and other applicable law. In my judgment, it meets all statutory requirements and will advance the nonproliferation, foreign policy, and commercial interests of the United States.

A consideration in interagency deliberations on the Agreement was the potential consequences of the Agreement for U.S. military needs. If SILEX technology is successfully developed and becomes operational, then all material produced by and through this technology would be precluded from use in the U.S. nuclear weapons and naval nuclear propulsion programs. Furthermore, all other military uses of this material, such as tritium production and material testing, would also not be possible because of the assurances given to the Government of Australia. Yet, to ensure the enduring ability of the United States to meet its common defense and security needs, the United States must maintain its military nuclear capabilities. Recognizing this requirement and the restrictions being placed on the SILEX technology, the Department of Energy will monitor closely the development of SILEX but ensure that alternative uranium enrichment technologies are available to meet the requirements for national security.

I have considered the views and recommendations of the interested agencies in reviewing the proposed Agreement and have determined that its performance will promote, and will not

constitute an unreasonable risk to, the common defense and security. Accordingly, I have approved the Agreement and authorized its execution and urge that the Congress give it favorable consideration.

Because this Agreement meets all applicable requirements of the Atomic Energy Act, as amended, for agreements for peaceful nuclear cooperation, I am transmitting it to the Congress without exempting it from any requirement contained in section 123 a. of that Act. This transmission shall constitute a submittal for purposes of both sections 123 b. and 123 d. of the Atomic Energy Act. My Administration is prepared to begin immediately the consultations with the Senate Foreign Relations Committee and House International Relations Committee as provided in section 123 b. Upon completion of the 30-day continuous session period provided for in section 123 b., the 60-day continuous session period provided for in section 123 d. shall commence.

WILLIAM J. CLINTON.

THE WHITE HOUSE, November 3, 1999.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations.

¶125.26 MESSAGE FROM THE
PRESIDENT—VETO OF H.R. 3064

The SPEAKER pro tempore, Mr. PEASE, laid before the House a message from the President, which was read as follows:

To the House of Representatives:

I am returning herewith without my approval H.R. 3064, the FY 2000 District of Columbia and Departments of Labor, Health and Human Services, and Education, and Related Agencies appropriations bill.

I am vetoing H.R. 3064 because the bill, including the offsets section, is deeply flawed. It includes a misguided 0.97 percent across-the-board reduction that will hurt everything from national defense to education and environmental programs. The legislation also contains crippling cuts in key education, labor, and health priorities and undermines our capacity to manage these programs effectively. The enrolled bill delays the availability of \$10.9 billion for the National Institutes of Health, the Centers for Disease Control, and other important health and social services programs, resulting in delays in important medical research and health services to low-income Americans. The bill is clearly unacceptable. I have submitted a budget that would fund these priorities without spending the Social Security surplus, and I am committed to working with the Congress to identify acceptable offsets for additional spending for programs that are important to all Americans.

The bill also fails to fulfill the bipartisan commitment to raise student achievement by authorizing and financing class size reduction. It does

not guarantee any continued funding for the 29,000 teachers hired with FY 1999 funds, or the additional 8,000 teachers to be hired under my FY 2000 proposal. Moreover, the bill language turns the program into a virtual block grant that could be spent on vouchers and other unspecified activities. In addition, the bill fails to fund my proposed investments in teacher quality by not funding Troops to Teachers (\$18 million) and by cutting \$35 million from my request for Teacher Quality Enhancement Grants. These programs would bring more highly qualified teachers into the schools, especially in high-poverty, high-need school districts.

The bill cuts \$189 million from my request for Title I Education for the Disadvantaged, resulting in 300,000 fewer children in low-income communities receiving needed services. The bill also fails to improve accountability or help States turn around the lowest-performing schools because it does not include my proposal to set aside 2.5 percent for these purposes. Additionally, the bill provides only \$300 million for 21st Century Community Learning Centers, only half my \$600 million request. At this level, the conference report would deny afterschool services to more than 400,000 students.

The bill provides only \$180 million for GEAR UP, \$60 million below my request, to help disadvantaged students prepare for college beginning in the seventh grade. This level would serve nearly 131,000 fewer low-income students. In addition, the bill does not adequately fund my Hispanic Education Agenda. It provides no funds for the Adult Education English as a Second Language/Civics Initiative to help limited English proficient adults learn English and gain life skills necessary for successful citizenship and civic participation. The bill underfunds programs designed to improve educational outcomes for Hispanic and other minority students, including Bilingual Education, the High School Equivalency Program (HEP), the College Assistance Migrant Program (CAMP), and the Strengthening Historically Black Colleges and Universities program.

The bill underfunds Education Technology programs, including distance learning and community technology centers. In particular, the bill provides only \$10 million to community based technology centers, \$55 million below my request. My request would provide access to technology in 300 additional low-income communities. The bill provides \$75 million for education research, \$34 million less than my request, and includes no funding for the Department of Education's share of large-scale joint research with the National Science Foundation and the National Institutes of Health on early learning in reading and mathematics, teacher preparation, and technology applications.

The bill does not fund the \$53 million I requested to provide job finding assistance to 241,000 unemployment in-

surance claimants. This means that these claimants will remain unemployed longer, costing more in benefit payments. The bill also provides only \$140 million of my \$199 million request to expand service to job seekers at One-Stop centers as recently authorized in the bipartisan Workforce Investment Act. The bill funds \$120 million of the \$149 million requested for efforts to improve access to One-Stops as well as continued support for electronic labor exchange and labor market information. It funds only \$20 million of the \$50 million requested for work incentive grants to help integrate employment services for persons with disabilities into the mainstream One-Stop system.

The bill also does not provide funding for Right Track Partnerships (RTP). I requested \$75 million for this new competitive grant program. Designed to help address youth violence, RTP would become part of the multi-agency Safe Schools/Healthy Students initiative, expanding it to include a focus on out-of-school youth.

The bill provides \$33 million less than my request for labor law enforcement agencies, denying or reducing initiatives to ensure workplace safety, address domestic child labor abuses, encourage equal pay, implement new health law, and promote family leave. In particular, the bill provides an inadequate level of funding for the Occupational Safety and Health Administration, cutting it by \$18 million, or 5 percent below my request.

The bill also fails to provide adequate funding for the Bureau of International Labor Affairs (ILAB). The bill funds ILAB at \$50 million, \$26 million below my request. The bill would prevent ILAB from carrying out my proposal to work through the International Labor Organization to help developing countries establish core labor standards, an essential step towards leveling the playing field for American workers.

The bill's funding level for the Bureau of Labor Statistics is \$11 million less than my request. The enrolled bill denies three important increases that would: (1) improve the Producer Price Index, which measures wholesale prices; (2) improve measures of labor productivity in the service sector; and, (3) improve the Employment Cost Index, used to help set wage levels and guide anti-inflation policy. It also denies funding for a study of racial discrimination in labor markets.

The bill denies my request for \$10 million to fund AgNet, even though the Senate included report language that supports AgNet in concept. AgNet, an Internet-based labor exchange, would facilitate the recruitment of agricultural workers by growers and the movement of agricultural workers to areas with employment needs.

The bill would cut the Social Services Block Grant (SSBG) by \$209 million below FY 1999 and \$680 million below my request. The SSBG serves some of the most vulnerable families, providing child protection and child

welfare services for millions of children. In addition, the failure to provide the Senate's level of \$2 billion in advance appropriations for the Child Care and Development Block Grant would mean 220,000 fewer children receiving child care assistance in FY 2001. The bill also fails to fund my National Family Caregiver Support program, which would provide urgently needed assistance in FY 2001. The bill also fails to fund my National Family Caregiver Support program, which would provide urgently needed assistance to 250,000 families caring for older relatives.

By funding the Title X Family Planning program at last year's level, family planning clinics would be unable to extend comprehensive reproductive health care services to an additional 500,000 clients who are neither Medicaid-eligible nor insured. The bill also fails to fund the Health Care Access for the Uninsured Initiative, which would enable the development of integrated systems of care and address service gaps within these systems.

The bill fails to fully fund several of the Centers for Disease Control and Prevention's (CDC) critical public health programs, including:

Childhood immunizations (–\$44 million), so that approximately 300,000 children may not receive the full complement of recommended childhood vaccinations;

Infectious diseases (–\$36 million), which will impair CDC's ability to investigate outbreaks of diseases such as the West Nile virus in New York;

Domestic HIV prevention (–\$4 million);

Race and health demonstrations (–\$5 million), which will impair better understanding of how to reduce racial disparities in health; and,

Health statistics (–\$10 million) for key data collection activities such as the National Health and Nutrition Examination Survey and health information on racial and ethnic population groups.

The Congress has failed to fund any of the \$59 million increase I requested for the Mental Health Block Grant, which would diminish States' capacity to serve the mentally ill.

In addition, the Congress has underfunded my request for the Substance Abuse Block Grant by \$30 million, and has underfunded other substance abuse treatment grants by a total of \$45 million. These reductions would widen the treatment gap in FY 2000 and jeopardize the Federal Government's ability to meet the National Drug Control Strategy performance target to reduce the drug treatment gap by 50 percent by FY 2007.

The bill provides only half of the \$40 million requested for graduate education at Children's Hospitals, which play an essential role in educating the Nation's physicians, training 25 percent of pediatricians and over half of many pediatric subspecialists.

The bill underfunds the Congressional Black Caucus' AIDS Initiative in the Public Health and Social Services Emergency Fund by \$15 million, there-

by reducing current efforts to prevent the spread of HIV. By not fully funding this program, the scope of HIV/AIDS prevention, education, and outreach activities available to slow the spread of HIV/AIDS in minority communities will be more limited.

The bill fails to fund Health Care Financing Administration (HCFA) program management adequately. These reductions would severely impede HCFA's ability to ensure the quality of nursing home care through the Nursing Home Initiative. The bill does not adequately fund the request for Medicare+Choice user fees. This decrease would force HCFA to scale back the National Medicare Education Campaign. The Congress has not passed the proposed user fees totaling \$194.5 million that could free up resources under the discretionary caps for education and other priorities.

The bill includes a provision that would prevent funds from being used to administer the Medicare+Choice Competitive Pricing Demonstration Project in Kansas and Arizona. These demonstrations which are supported by MEDPAC and other independent health policy experts, were passed by the Congress as part of the Balanced Budget Act in order to provide valuable information regarding the use of competitive pricing methodologies in Medicare. The information that we could learn from these demonstrations is particularly relevant as we consider the important task of reforming Medicare.

The bill contains a highly objectionable provision that would delay the implementation of HHS' final Organ Procurement and Transplantation rule for 90 days. This rule, which was strongly validated by an Institute of Medicine report, provides a more equitable system of treatment for over 63,000 Americans waiting for an organ transplant; its implementation would likely prevent the deaths of hundreds of Americans. Since almost 5,000 people die each year waiting for an organ transplant, we must be allowed to move forward on this issue and implement the rule without further delay.

The bill does not provide any of the \$9.5 million I requested for HHS' Office of the General Counsel and Departmental Appeals Board to handle legal advice, regulations review, and litigation support, and to conduct hearings and issue decisions on nursing home enforcement cases as part of my Nursing Home Initiative. This would increase the backlog of nursing home appeals and impair Federal oversight of nursing home quality and safety standards. A reduction in funds for enforcement is inconsistent with the concerns that the GAO and the Congress have raised about this issue.

The bill cuts funds to counter bioterrorism. It funds less than half my request for CDC's stockpile, limiting the amount of vaccines, antibiotics, and other medical supplies that can be stockpiled to deploy in the event of a chemical or biological attack. In addition, the bill does not include \$13.4 mil-

lion for critical FDA expedited regulatory review/approval of pharmaceuticals to combat chemical and biological agent weapons.

The bill provides full funding of \$350 million in FY 2002 for the Corporation for Public Broadcasting. However, the bill provides only \$10 million of the \$20 million requested for the digital transition initiative in FY 2000. This funding is required to help the public broadcasting system meet the Federal deadline to establish digital broadcasting capability by May 1, 2003.

The enrolled bill delays the availability of \$10.9 billion of funding until September 29, 2000. While modest levels of delayed obligations could potentially be sustained without hurting the affected programs, the levels in the enrolled bill are excessive, resulting in delays in NIH research grants, delays in CDC immunizations for children, and delays in the delivery of health services to low income Americans through community health centers and rural health clinics.

The bill also seriously underfunds critical Departmental management activities in the Departments of Labor and Education and the Social Security Administration (SSA). For Education, these reductions would hamstring efforts to replace the Department's accounting system and undermine the new Performance-Based Organization's plans to streamline and modernize student aid computer systems. Reductions to the Department of Labor (DOL) would undercut the agency's ability to comply with the requirements of the Clinger-Cohen and Computer Security Acts, adjudicate contested claims in several of its benefits programs, and examine and update the 1996 study on Family and Medical Leave policies. For SSA, the reductions would result in significantly longer waiting times for disability applicants and millions of individuals who visit SSA field offices.

In adopting an across-the-board reduction, the Congress has abdicated its responsibility to make tough choices. Governing is about making choices and selecting priorities that will serve the national interest. By choosing an across-the-board cut, the Congress has failed to meet that responsibility.

This across-the-board cut would result in indiscriminate reductions in important areas such as education, the environment, and law enforcement. In addition, this cut would have an adverse impact on certain national security programs. The indiscriminate nature of the cut would require a reduction of over \$700 million for military personnel, which would require the military services to make cuts in recruiting and lose up to 48,000 military personnel.

In adopting this cost-saving technique, the Congress is asserting that it will not have to dip into the Social Security surplus. However, this cut does not eliminate the need to dip into the Social Security surplus.

For these reasons, this across-the-board cut is not acceptable.

In addition to the specific program cuts and the 0.97 percent across-the-board reduction, the bill contains a \$121 million reduction in salaries and expenses for the agencies funded by this bill, exacerbating the problems caused by the bill's underfunding of critical Departmental management activities. If, for example, the \$121 million reduction were allocated proportionately across all agencies funded in the Labor/HHS/Education bill, HHS would have to absorb an approximately \$55 million reduction to its salaries and expenses accounts, Labor would be cut by about \$14 million, Education by about \$5 million, and SSA by some \$45 million. This would dramatically affect the delivery of essential human services and education programs and the protection of employees in the workplace.

With respect to the District of Columbia component of the bill, I am pleased that the majority and minority in the Congress were able to come together to pass a version of the District of Columbia Appropriations Bill that I would sign if presented to me separately and as it is currently constructed. While I continue to object to remaining riders, some of the highly objectionable provisions that would have intruded upon local citizens' right to make decisions about local matters have been modified from previous versions of the bill. That is a fair compromise. We will continue to strenuously urge the Congress to keep such riders off of the FY 2001 D.C. Appropriations Bill.

I commend the Congress for providing the Federal funds I requested for the District of Columbia. The bill includes essential funding for District Courts and Corrections and the D.C. Offender Supervision Agency and provides requested funds for a new tuition assistance program for District of Columbia residents. The bill also includes funding to promote the adoption of children in the District's foster care system, to support the Children's National Medical Center, to assist the Metropolitan Police Department in eliminating open-air drug trafficking in the District, and for drug testing and treatment, among other programs. However, I continue to object to remaining riders that violate the principles of home rule.

I look forward to working with the Congress to craft an appropriations bill that I can support, and to passage of one that will facilitate our shared objectives.

WILLIAM J. CLINTON.

THE WHITE HOUSE, November 3, 1999.

The SPEAKER pro tempore, Mr. FLETCHER, by unanimous consent, ordered that the veto message, together with the accompanying bill, be printed (H. Doc. 106-154) and spread upon the pages of the Journal of the House.

On motion of Mr. ISTOOK, by unanimous consent, the veto message and accompanying bill were referred to the Committee on Appropriations.

¶125.27 WAIVING A REQUIREMENT OF
CLAUSE 6 OF RULE XIII

Mr. DIAZ-BALART, by direction of the Committee on Rules, reported (Rept. No. 106-442) the resolution (H. Res. 356) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶125.28 FURTHER MESSAGE FROM THE
SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed with amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 3194. An Act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, and for other purposes.

The message also announced that the Senate insists upon is amendment to the bill (H.R. 3194) "An Act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mrs. HUTCHISON, Mr. DOMENICI, Mr. STEVENS, Mr. DURBIN, and Mr. BYRD, to be the conferees on the part of the Senate.

¶125.29 PROVIDING FOR THE
CONSIDERATION OF H.J. RES. 75

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 106-443) the resolution (H. Res. 358) providing for consideration of the joint resolution (H.J. Res. 75) making further continuing appropriations for the fiscal year 2000, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶125.30 PROVIDING FOR THE
CONSIDERATION OF H.R. 3196

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 106-444) the resolution (H. Res. 359) providing for consideration of the bill (H.R. 3196) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2000, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶125.31 PROVIDING FOR DISAGREEING TO
THE AMENDMENT OF THE SENATE AND
AGREEING TO A CONFERENCE ON H.R.
3194

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 106-445) the resolution (H. Res. 360) agreeing to the conference requested

by the Senate on the amendment of the Senate to the bill (H.R. 3194) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2000, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶125.32 SENATE BILLS AND CONCURRENT
RESOLUTIONS REFERRED

Bills and concurrent resolutions of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 440. An Act to provide support for certain institutes and schools; to the Committee on Education and the Workforce.

S. 1844. An Act to amend part D of title IV of the Social Security Act to provide for an alternative penalty procedure with respect to compliance with requirement for a State disbursement unit; to the Committee on Ways and Means.

S. Con. Res. 66. Concurrent resolution to authorize the printing of "Capitol Builder: The Shorthand Journals of Captain Montgomery C. Meigs, 1853-1861"; to the Committee on House Administration.

S. Con. Res. 67. Concurrent resolution to authorize the printing of "The United States Capitol: A Chronicle of Construction, Design, and Politics"; to the Committee on House Administration.

¶125.33 ENROLLED BILLS SIGNED

Mr. THOMAS, from the Committee on House Administration, reported that that committee had examined and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 441. An Act to amend the Immigration and Nationality Act with respect to the requirements for the admission of non-immigrant nurses who will practice in health professional shortage areas.

H.R. 974. An Act to establish a program to afford high school graduates from the District of Columbia the benefits of in-State tuition at State colleges and universities outside the District of Columbia, and for other purposes.

¶125.34 BILLS PRESENTED TO THE
PRESIDENT

Mr. THOMAS, from the Committee on House Administration, reported that that committee did on the following date present to the President, for his approval, bills of the House of the following title:

On November 2, 1999:

H.R. 2303. To direct the Librarian of Congress to prepare the history of the House of Representatives, and for other purposes.

H.R. 3064. Making appropriations for the District of Columbia, and for the Departments of Labor, Health and Human Services, and Education and Related Agencies for the fiscal year ending September 30, 2000, and for other purposes.

¶125.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. JACKSON-LEE, for today;

To Mr. HULSHOF, for today;

To Mr. BEREUTER, for today after 12 p.m. and balance of the week; and

To Ms. KILPATRICK, for today after 3:30 p.m.

And then,

¶125.36 ADJOURNMENT

On motion of Mr. McINNIS, at 11 o'clock and 51 minutes p.m., the House adjourned.

¶125.37 REPORTS OF COMMITTEES ON
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BLILEY: Committee on Commerce. H.R. 2634. A bill to amend the Controlled Substances Act with respect to registration requirements for practitioners who dispense narcotic drugs in schedule IV or V for maintenance treatment or detoxification treatment; with an amendment (Rept. No. 106-441, Pt. 1). Referred to the Committee of the Whole House on the State of the Union.

Mr. DIAZ-BALART: Committee on Rules. House Resolution 356. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. No. 106-442). Referred to the House Calendar.

Mr. GOSS: Committee on Rules. House Resolution 358. Resolution providing for consideration of the joint resolution (H.J. Res. 75) making further continuing appropriations for the fiscal year 2000, and for other purposes (Rept. No. 106-443). Referred to the House Calendar.

Mr. DIAZ-BALART: Committee on Rules. House Resolution 359. Resolution providing for consideration of the bill (H.R. 3196) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2000, and for other purposes (Rept. No. 106-444). Referred to the House Calendar.

Mr. LINDER: Committee on Rules. House Resolution 360. Resolution agreeing to the conference requested by the Senate on the amendment of the Senate to the bill (H.R. 3194) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year September 30, 2000, and for other purposes (Rept. No. 106-445). Referred to the House Calendar.

¶125.38 TIME LIMITATION OF REFERRED
BILL

Pursuant to clause 5 of rule X the following action was taken by the Speaker:

H.R. 2634. Referral to the Committee on the Judiciary extended for a period ending not later than November 3, 1999.

¶125.39 DISCHARGE OF COMMITTEE

Pursuant to clause 5 of rule X, the Committee on the Judiciary discharged. H.R. 2634 referred to the Committee of the Whole House on the State of the Union.

¶125.40 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SMITH of Michigan (for himself, Mr. STENHOLM, Mr. PORTER, Mr. KOLBE, Mr. CAMPBELL, Mr. SANFORD, Mr. SHADEGG, and Mr. TOOMEY):

H.R. 3206. A bill to amend title II of the Social Security Act and the Internal Revenue

Code of 1986 to provide prospectively for personalized retirement security through personal retirement savings accounts to allow for more control by individuals over their Social Security retirement income, to amend such title and the Balanced Budget and Emergency Deficit Control Act of 1985 to protect Social Security surpluses, and to provide other reforms relating to benefits under such title II; to the Committee on Ways and Means, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SENSENBRENNER (for himself, Mr. HALL of Texas, Mr. CALVERT, and Mr. COSTELLO):

H.R. 3207. A bill to authorize research, development, and demonstration activities under section 311 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 for fiscal years 2000 through 2004; to the Committee on Commerce, and in addition to the Committees on Transportation and Infrastructure, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLAGOJEVICH (for himself, Mr. BERRY, Mr. GREEN of Texas, Ms. MILLENDER-MCDONALD, Mr. MCGOVERN, Mr. WAXMAN, and Mr. RUSH):

H.R. 3208. A bill to amend the Consumer Product Safety Act to improve the way the Consumer Product Safety Commission handles defective products, and for other purposes; to the Committee on Commerce.

By Mr. BLAGOJEVICH:

H.R. 3209. A bill to provide grants to law enforcement agencies to purchase firearms needed to perform law enforcement duties; to the Committee on the Judiciary.

By Mr. UPTON:

H.R. 3210. A bill to enhance protections against fraud in the offering of financial assistance for college education, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HILLIARD:

H.R. 3211. A bill to provide incentive for United States corporations to invest in developing nations to provide debt relief to poor, emerging, and developing nations, to provide a method of repayment of moneys owed to the United States, and to provide for the reduction of the deficit; to the Committee on Banking and Financial Services, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MILLER of Florida (for himself, Mr. SCHAFER, Mr. CONDIT, Mr. GOSS, Mr. BRADY of Texas, Mr. TRAFICANT, and Mr. MICA):

H.R. 3212. A bill to provide for increased cooperation on extradition efforts between the United States and foreign governments, and for other purposes; to the Committee on International Relations, and in addition to the Committees on the Judiciary, and Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PORTMAN (for himself, Mr. BISHOP, Mr. MCCOLLUM, Mr. MICA,

Ms. GRANGER, Mr. PETERSON of Pennsylvania, Mr. SOUDER, and Mr. BARTON of Texas):

H.R. 3213. A bill to amend the Small Business Act to extend the authorization for the drug-free workplace program; to the Committee on Small Business.

By Mr. RODRIGUEZ (for himself and Mr. HUTCHINSON):

H.R. 3214. A bill to amend the Public Health Service Act to provide for the establishment of a National Center for Social Work Research; to the Committee on Commerce.

By Mr. SISISKY (for himself, Mr. PICKETT, Mr. SCOTT, and Mr. BATEMAN):

H.R. 3215. A bill to amend the Internal Revenue Code of 1986 to allow penalty-free distributions from qualified retirement plans of individuals residing in Presidentially declared disaster areas and to allow relief from certain limitations on the deductibility of casualty losses sustained in such disaster areas; to the Committee on Ways and Means.

By Mr. TOOMEY (for himself and Mr. KANJORSKI):

H.R. 3216. A bill to amend title XVIII of the Social Security Act to provide that geographic reclassifications of hospitals from one urban area to another urban area do not result in lower wage indexes in the urban area in which the hospital was originally classified; to the Committee on Ways and Means.

By Mr. YOUNG of Florida:

H.J. Res. 75. A joint resolution making further continuing appropriations for the fiscal year 2000, and for other purposes; to the Committee on Appropriations.

By Mr. GEPHARDT (for himself, Mr. FROST, Ms. DELAURO, Mr. BONIOR,

Mr. MENENDEZ, Mr. HOYER, Mr. KENNEDY of Rhode Island, Mr. CONYERS, Mr. RANGEL, Mr. ACKERMAN, Mr. ALLEN, Mr. BAIRD, Mr. BALDACCIO, Ms. BALDWIN, Mr. BECERRA, Ms. BERKLEY, Mr. BERRY, Mr. BISHOP, Mr. BOSWELL, Ms. BROWN of Florida, Mr. BROWN of Ohio, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDIN, Ms. CARSON, Mrs. CHRISTENSEN, Mr. CROWLEY, Mr. CUMMINGS, Mr. DEFazio, Ms. DEGETTE, Mr. DOYLE, Mr. ENGEL, Mr. ETHERIDGE, Mr. FARR of California, Mr. FORBES, Mr. GONZALEZ, Mr. HASTINGS of Florida, Mr. HILL of Indiana, Mr. HINOJOSA, Mr. HOFFFEL, Mr. HOLT, Ms. HOOLEY of Oregon, Mr. INSLEE, Mr. JACKSON of Illinois, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. JACKSON-LEE of Texas, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. LAMPSON, Mr. LARSON, Mrs. LOWEY, Mr. LUTHER, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Mr. McDERMOTT, Ms. MCKINNEY, Mr. MALONEY of Connecticut, Mr. MASCARA, Mr. MEEHAN, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Ms. MILLENDER-MCDONALD, Mr. MOORE, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. OBERSTAR, Mr. OLVER, Mr. OWENS, Mr. PALLONE, Mr. PAYNE, Ms. PELOSI, Mr. PHELPS, Mr. REYES, Mr. RODRIGUEZ, Mr. ROEMER, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Ms. SANCHEZ, Mr. SAWYER, Ms. SCHAKOWSKY, Mr. SCOTT, Mr. SHERMAN, Ms. STABENOW, Mr. STARK, Mr. STUPAK, Mrs. TAUSCHER, Mr. THOMPSON of California, Mrs. JONES of Ohio, Mr. TRAFICANT, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. UNDERWOOD, Ms. VELAZQUEZ, Mr. VIS-CLOSKEY, Mr. WAXMAN, Mr. WEYGAND, Mr. WYNN, and Ms. LEE):

H. Res. 357. A resolution expressing the sense of the House of Representatives with

respect to youth violence; to the Committee on Education and the Workforce.

¶125.41 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 125: Ms. BALDWIN, Mrs. MORELLA, and Mr. ACKERMAN.

H.R. 270: Ms. SCHAKOWSKY.

H.R. 274: Mr. CONYERS and Mr. OWENS.

H.R. 303: Mr. HASTINGS of Washington, Mr. WHITFIELD, Mr. VITTER, Mrs. JONES of Ohio, and Mrs. BONO.

H.R. 408: Mr. OXLEY and Mr. SCHAFER.

H.R. 443: Mr. KILDEE.

H.R. 568: Mrs. LOWEY.

H.R. 583: Mr. STUPAK.

H.R. 598: Mr. TOOMEY.

H.R. 641: Mr. SANDLIN.

H.R. 750: Mr. HOYER.

H.R. 783: Mr. LIPINSKI and Mr. TOOMEY.

H.R. 797: Mr. FILNER.

H.R. 809: Mr. DAVIS of Virginia.

H.R. 1083: Mr. RADANOVICH.

H.R. 1085: Mr. PAYNE, Mr. FORD, Mr. PICKERING, Mr. BAKER, and Mr. FOLEY.

H.R. 1093: Mr. SHAYS.

H.R. 1168: Mr. TAUZIN and Mr. UNDERWOOD.

H.R. 1187: Mr. SUNUNU.

H.R. 1215: Ms. HOOLEY of Oregon.

H.R. 1221: Mr. HOFFFEL, Mr. FATTAH, Mr. SHADEGG, and Mr. McNULTY.

H.R. 1228: Mr. PALLONE and Mr. ANDREWS.

H.R. 1260: Mr. GREEN of Texas.

H.R. 1275: Ms. HOOLEY of Oregon, Mr. ACKERMAN, Mr. MENENDEZ, Mrs. NAPOLITANO, Mr. KENNEDY of Rhode Island, Ms. DELAURO, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. LOWEY, Ms. WOOLSEY, Ms. SCHAKOWSKY, Mr. OWENS, Mr. ROTHMAN, Mr. SMITH of Washington, Ms. CARSON, Mr. MOAKLEY, Mr. PALLONE, Mr. OLVER, Mr. RAMSTAD, Mr. DELAHUNT, Mr. ENGEL, and Mr. FRANKS of New Jersey.

H.R. 1371: Mr. RANGEL.

H.R. 1388: Mr. MARTINEZ, Mr. SMITH of Texas, Mr. BOEHLERT, and Mr. REYES.

H.R. 1445: Ms. DEGETTE, Mr. MORAN of Virginia, Mr. GRAHAM, and Mrs. MALONEY of New York.

H.R. 1592: Mr. NUSSLE and Mr. ROHR-ABACHER.

H.R. 1622: Mr. KOLBE.

H.R. 1625: Mr. HOFFFEL and Mr. GEKAS.

H.R. 1667: Mr. BARTON of Texas, Mr. CALVERT, and Mr. KINGSTON.

H.R. 1732: Ms. CARSON, Mr. RANGEL, and Mr. REYES.

H.R. 1771: Mr. ISAKSON and Mr. ADERHOLT.

H.R. 1775: Mr. HOLDEN, Mr. SANDERS, and Mr. ALLEN.

H.R. 1832: Mr. ABERCROMBIE.

H.R. 1838: Mr. ORTIZ and Mr. SHERMAN.

H.R. 2000: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DEAL of Georgia, and Ms. HOOLEY of Oregon.

H.R. 2021: Mr. HALL of Ohio.

H.R. 2059: Mr. COSTELLO and Mr. FOSSELLA.

H.R. 2162: Mr. GOODLING.

H.R. 2241: Mrs. TAUSCHER.

H.R. 2319: Mr. RANGEL.

H.R. 2499: Mr. ROTHMAN.

H.R. 2538: Mr. SPRATT, Mr. FORD, Mr. WELDON of Pennsylvania, Mr. MARKEY, Mr. ISAKSON, Mr. GILCHREST, Mr. DEUTSCH, Mr. SAWYER, Mr. BALLENGER, Mr. GRAHAM, Mr. GOSS, Mr. FOLEY, Mr. COOKSEY, Mr. LATOURETTE, Mr. METCALF, Mr. ROGAN, Mr. LEVIN, Mr. COYNE, Ms. PRYCE of Ohio, Mr. FILNER, Mr. PICKERING, Ms. DUNN, Mr. CLEMENT, Mr. BORSKI, Mrs. ROUKEMA, Mr. STEARNS, and Mr. RAHALL.

H.R. 2543: Mr. FROST and Mr. BACHUS.

H.R. 2551: Mr. DEFazio, Mr. MCINNIS, Mr. PICKERING, Mr. GUTIERREZ, and Ms. SCHAKOWSKY.

H.R. 2554: Ms. BERKLEY.

H.R. 2631: Mr. PAYNE and Mr. McNULTY.
H.R. 2644: Mr. FILNER and Mr. OBEY.
H.R. 2655: Mr. HALL of Texas and Mr. ROYCE.
H.R. 2722: Mr. BLUMENAUER.
H.R. 2738: Mr. SANDERS.
H.R. 2749: Mr. CRAMER.
H.R. 2814: Mr. SHERMAN.
H.R. 2882: Ms. BALDWIN.
H.R. 2888: Mr. HORN.
H.R. 2895: Mr. LEWIS of Georgia, Ms. LEE, Mr. TIERNEY, Mr. MALONEY of Connecticut, Ms. HOOLEY of Oregon, Mr. BLUMENAUER, Ms. LOFGREN, Mr. DEFAZIO, Mr. KILDEE, Mr. GUTIERREZ, and Mr. THOMPSON of California.
H.R. 2966: Mr. ANDREWS, Mr. COBURN, Ms. LOFGREN, Mr. McHUGH, Ms. McKINNEY, Mr. MORAN of Virginia, Mr. SANDLIN, Mr. THOMPSON of California, Mr. UNDERWOOD, and Mr. WHITFIELD.
H.R. 2969: Ms. BALDWIN.
H.R. 3044: Mr. KILDEE.
H.R. 3058: Mr. CUNNINGHAM, Mr. ENGEL, and Mr. WOLF.
H.R. 3073: Mr. GILLMOR.
H.R. 3076: Mr. KINGSTON and Mr. BARR of Georgia.
H.R. 3087: Ms. BERKLEY.
H.R. 3088: Mr. COBURN, Mr. SMITH of New Jersey, Mr. ROYCE, Mr. STEARNS, Mr. BACHUS, Mr. HILLEARY, Mr. PITTS, and Mr. LARGENT.
H.R. 3091: Mr. COSTELLO, Mr. RODRIGUEZ, Mr. GREEN of Texas, Mr. OBERSTAR, Mr. VENTO, Mr. MINGE, Mr. YOUNG of Alaska, Mr. PASTOR, Mr. PETERSON of Minnesota, Mr. SERRANO, Mr. GONZALEZ, Mr. BONIOR, Mr. CLAY, and Mr. SMITH of New Jersey.
H.R. 3110: Mr. EVANS.
H.R. 3115: Mr. SPRATT and Mr. DEMINT.
H.R. 3139: Mr. WAXMAN and Ms. SCHAKOWSKY.
H.R. 3142: Ms. RIVERS.
H.R. 3143: Mr. OWENS.
H.R. 3144: Mr. FARR of California, Mr. DICKS, Mr. FILNER, Mr. DIXON, Mr. KIND, Ms. MILLENDER-McDONALD, and Ms. PELOSI.
H.R. 3150: Ms. SCHAKOWSKY.
H.R. 3170: Mr. DEAL of Georgia, Mr. LINDER, and Mr. SCHAFER.
H.R. 3193: Mr. REYES.
H.J. Res. 55: Mr. BLILLEY.
H.J. Res. 56: Mr. HOUGHTON.
H. Con. Res. 62: Mr. CAMPBELL, Mr. TURNER, Mr. BOEHLERT, Mr. ADERHOLT, and Mr. STEARNS.
H. Con. Res. 100: Mr. INSLEE.
H. Con. Res. 200: Ms. McKINNEY.
H. Con. Res. 205: Mr. LEWIS of Georgia, Mr. McHUGH, Mrs. BIGGERT, Mr. FROST, Mr. MALONEY of Connecticut, Mr. WAXMAN, and Mr. GUTIERREZ.
H. Con. Res. 206: Mr. ENGEL and Ms. McKINNEY.
H. Con. Res. 209: Ms. WOOLSEY, Mr. KLECZKA, Ms. LEE, Mr. DEFAZIO, Mr. FALEOMAVAEGA, Mr. MALONEY of Connecticut, Mr. NADLER, and Ms. BALDWIN.
H. Con. Res. 212: Mr. HAYES, Mr. ROGAN, Mr. RYUN of Kansas, Mr. NORWOOD, Mr. HANSEN, Mrs. BONO, Mr. BURR of North Carolina, Mr. KUYKENDALL, Mr. CUNNINGHAM, Mr. GRAHAM, Mr. EVERETT, Mr. SHIMKUS, Mr. BEUTER, Mrs. MYRICK, Mr. HOSTETTLER, Mr. BARTLETT of Maryland, Mr. TALENT, Mr. GIBBONS, Mr. SHERWOOD, Mr. RILEY, Mr. PITTS, Mr. SAXTON, Mr. HILLEARY, Mr. DUNCAN, Mr. McKEON, and Mr. ISAKSON.
H. Con. Res. 218: Mr. BURR of North Carolina, Ms. SCHAKOWSKY, Ms. ROS-LEHTINEN, Mr. SPRATT, Mr. TALENT, Mr. DIXON, Mr. MCGOVERN, and Mr. KENNEDY of Rhode Island.
H. Res. 298: Mr. TOOMEY, Mr. LEWIS of Kentucky, Mr. DUNCAN, and Mr. GOODE.
H. Res. 325: Mr. PAYNE.
H. Res. 340: Mr. MEEKS of New York and Mr. ENGEL.

¶125.42 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 872: Mr. HASTINGS of Washington.
H.R. 1300: Mr. WEINER.
H.R. 1832: Mr. MEEKS of New York.
H.R. 2891: Mr. MORAN of Virginia.

THURSDAY, NOVEMBER 4, 1999 (126)

The House was called to order by the SPEAKER.

¶126.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, November 3, 1999.

Mr. McNULTY, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. McNULTY objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pursuant to clause 8, rule XX, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶126.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XIV, were referred as follows:

5176. A letter from the Acting Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule—Order Granting the London Clearing House's Petition for an Exemption Pursuant to Section 4(c) of the Commodity Exchange Act—received November 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.
5177. A letter from the Acting Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule—Foreign Futures and Options Transactions—received November 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.
5178. A letter from the Assistant General Counsel, Office of Student Financial Assistance, Department of Education, transmitting the Department's final rule—Student Assistance General Provisions (RIN: 1845-AA07) received November 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.
5179. A letter from the Associate Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting the Commission's final rule—Revision of the Commission's Rules To Ensure Compatibility with Enhanced 911 Emergency Calling Systems [CC Docket No. 94-102 RM-8143] received November 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.
5180. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.
5181. A letter from the Assistant Secretary For Legislative Affairs, Department of

State, transmitting the "Initial Report of the United States of America to the UN Committee Against Torture"; to the Committee on International Relations.

5182. A letter from the Administrator, General Services Administration, transmitting the "1999 Fair Act Inventory of the General Services Administration"; to the Committee on Government Reform.

5183. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—North Dakota Regulatory Program [ND-038-FOR, Amendment No. XXVII] received November 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5184. A letter from the Deputy Assistant Administrator For Fisheries, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Revisions to Recordkeeping and Reporting Requirements [Docket No. 981224323-9226-02; I.D. 120198B] (RIN: 0648-AL23) received November 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5185. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pollock by Vessels Catching Pollock for Processing by the Inshore Component in the Bering Sea Subarea [Docket No. 990304063-9063-01; I.D. 102699D] received November 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5186. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Eurocopter France Model AS332C, L, and L1 Helicopters [Docket No. 98-SW-59-AD; Amendment 39-11390; AD 99-22-12] (RIN: 2120-AA64) received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5187. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; British Aerospace Model BAe 146 and Avro 146-RJ Series Airplanes [Docket No. 99-NM-27-AD; Amendment 39-11389; AD 99-22-11] (RIN: 2120-AA64) received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5188. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Bell Helicopter Textron Canada (BHTC) Model 407 Helicopters [Docket No. 99-SW-07-AD; Amendment 39-11391; AD 99-22-12] (RIN: 2120-AA64) received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5189. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Pratt & Whitney JT8D-200 Series Turbofan Engines [Docket No. 92-ANE-15; Amendment 39-11392; AD 99-22-14] (RIN: 2120-AA64) received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5190. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; Beaumont, TX [Airspace Docket No. 99-ASW-25] received November 1, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5191. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Revi-